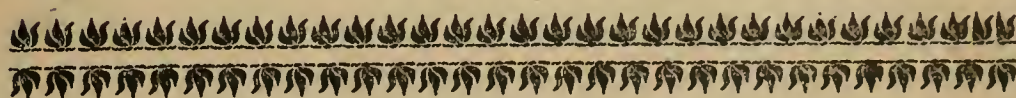




JOURNALS
of the
HOUSE OF BURGESSES
of Virginia

1742 - - 1747

1748 - - 1749





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JOURNALS

of the

HOUSE *of* BURGESSES

of

VIRGINIA

1742-1747

1748-1749

Edited by
H. R. McILWAINE



RICHMOND, Virginia

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Burgeſſes for the Aſſembly

of 1742-47.

Accomac :	Henry Scarburgh ¹	Goochland :	William Randolph ⁸
	George Douglas ²		Benjamin Cocke
Albemarle : ³	Joſhua Fry	Hanover :	Robert Harris ⁹
			John Chifwell
Amelia :	Joſeph Scott ⁴	Henrico :	Richard Randolph
	Edward Booker		John Bolling
Brunſwick :	John Wall	Iſle of Wight :	John Simmons
			Joſeph Gray
Caroline :	Lunsford Lomax	James City :	Col. Lewis Burwell ¹⁰
	John Baylor		Carter Burwell
Charles City :	Benjamin Harrifon ⁵	King & Queen	George Braxton
	Richard Kennon		John Robinſon, Speaker
Elizabeth City :	William Weſtwood	King George :	Charles Carter
	Merritt Sweny (Swinney)		Henry Turner
Effex :	William Beverley	King William :	Thomas Weſt ¹¹
	James Garnett		James Power ¹²
Fairfax : ⁶	Lawrence Waſhington	Lancaſter :	Edwin Conway
			Robert Mitchell
Frederick :	Samuel Earle	Louiſa : ¹³	Charles Barrett
	[Andrew?] Campbell		Abraham Venable ¹⁴
Glouceſter :	Lewis Burwell ⁷	Middleſex :	Ralph Wormeley ¹⁵
	Beverley Whiting		Gawin Corbin

¹ Henry Scarburgh died ſome time before October 11, 1744 (ſee p. 128). It is not certain who ſucceeded him.

² On May 21, 1742, the Houſe paſſed a reſolution to the effect that William Andrews, and not George Douglas the fitting member, had been elected to ſerve as burgeſſes for Accomac (pp. 31). On the next day, however, ſerious charges were preferred againſt Andrews, an inveſtigation of which reſulted in his being expelled the Houſe (pp. 32-33). A new election was ordered (p. 53) and Mr. Douglas was re-elected.

³ By a law paſſed at the ſecond ſeſſion of this Aſſembly, Albemarle was formed from Goochland. It actually became a county on the firſt of January, 1744 (old ſtyle). It was repreſented firſt in the third ſeſſion of the Aſſembly, meeting February 20, 1745 (old ſtyle). Joſhua Fry was one of its repreſentatives, but the name of the other does not clearly appear.

⁴ The election of Mr. Joſeph Scott was declared void by the Houſe on June 5, 1742 (p. 52). A new election reſulted in the return of Mr. Samuel Cobbs.

⁵ Benjamin Harrifon died before the opening of the third ſeſſion, and on the day of the opening the Houſe petitioned the governor to order a new election for filling the vacancy (p. 155). His ſucceſſor was probably William Randolph (p. 168).

⁶ The county of Fairfax was formed from Prince William county by a law paſſed at the firſt ſeſſion of this Aſſembly (ſee p. 70, and Hening, V, 207, 208). The burgeſſes from Fairfax did not take their ſeats until the ſecond ſeſſion of this Aſſembly.

⁷ Mr. Lewis Burwell having been appointed a member of the Council after the cloſe of the firſt ſeſſion of this Aſſembly, the Houſe, on the day of the opening of the ſecond ſeſſion, petitioned the governor to iſſue a writ for a new election (p. 77). Mr. Samuel Buckner was elected to ſucceed him, who, having accepted a "place of profit" under the executive branch of the government (p. 155), was ſucceeded by Francis Willis.

⁸ William Randolph died (p. 155), and was ſucceeded by George Carrington.

⁹ Robert Harris accepted the office of ſurveyor (p. 77), and was ſucceeded by William Meriwether.

¹⁰ Col. Lewis Burwell died (p. 81), and was ſucceeded by Benjamin Waller.

¹¹ Thomas Weſt, having died (p. 77), was ſucceeded by Bernard Moore.

¹² James Power accepted the office of clerk of court (p. 77), and a new election was aſked for by the Houſe. He was, however, re-elected.

¹³ The county of Louiſa was formed from Hanover by a law paſſed at the firſt ſeſſion of this Aſſembly (ſee p. 70, and Hening, V, 208, 209). The burgeſſes from Louiſa took their ſeats at the ſecond ſeſſion.

¹⁴ Abraham Venable was defeated on conteſt, and the conteſtant, Robert Lewis, was declared to have been elected in his ſtead (p. 125).

¹⁵ Ralph Wormeley having accepted an "office of profit" (p. 77), a new election was ordered. He was, however, re-elected.

Nanfemond :	Lemuel Reddick	Stafford :	Henry Fitzhugh ²³
	William Baker		Peter Hedgman
New Kent :	William Baffett ¹⁶	Surry :	John Cargill ²⁴
	William Gray		John Ruffin
Norfolk :	William Crawford	Warwick :	William Harwood
	Samuel Boufh ¹⁷		
Northampton :	Littleton Eyre	Westmoreland :	Daniel McCarty ²⁵
	Matthew Harmanfon		Andrew Monroe
Northumberland :	Peter Presley	York :	William Nelson ²⁶
	Samuel Blackwell		Edward Digges
Orange :	Henry Downs ¹⁸	Jamestown :	Philip Ludwell
	Robert Slaughter ¹⁹		
Prince George :	Richard Bland ²⁰	Norfolk	John Hutchins
	Francis Eppes		
Prince William :	William Fairfax ²¹	Williamfburg :	John Harmer ²⁷
	Thomas Harrifon ²²		
Princes Anne :	Anthony Walke	William & Mary	
	Jacob Elligood	College :	Edward Baradall, ²⁸
Richmond :	John Woodbridge		Attorney-General
	William Fantleroy		
Spotfyvania :	William Waller		
	Francis Thornton		

¹⁶ William Baffett dying, an address was made to the governor to order a new election (p. 77), but it does not certainly appear in the Journals who was elected to succeed him.

¹⁷ Samuel Boufh accepted the office of clerk of the court of Norfolk county, and the governor was asked by the House to order a new election (p. 71). Boufh was reelected.

¹⁸ Henry Downs, it having been proved that before his election to the House he had been convicted of felony and theft, was on May 11, 1742, expelled from the House (p. 11).

¹⁹ Robert Slaughter was declared not duly elected, June 5, 1742, and the governor was asked to issue a writ for an election of a member to serve in his stead, and of one to serve instead of Henry Downs, expelled (p. 53). It seems that George Taylor was returned in place of one of these. Who took the place of the other, has not been definitely ascertained.

²⁰ Richard Bland accepted a "place of profit" (p. 155), but was reelected to the House.

²¹ William Fairfax having been advanced to the Council (p. 77), John Colville succeeded him in the House.

²² According to Stanard's "Colonial Register", Major [Richard?] Blackburn represented Prince William county in the 3rd, 4th, and 5th sessions of this Assembly. This, however, seems to be a mistake; for a Mr. Harrifon was granted a leave of absence from the House on March 27, 1746 (p. 204). This must have been Mr. Thomas Harrifon, as Mr. Benjamin Harrifon had died before that time (p. 155). Mr. Blackburn is mentioned only once in the Journals (p. 198), and it has not been possible to determine the county he represented. Possibly he supplied the vacancy occasioned by the death of Benjamin Harrison of Charles City, though it seems more probable that William Randolph succeeded Benjamin Harrifon. There were two William Randolphs in this Assembly. (See Note 8.)

²³ Henry Fitzhugh died (p. 77), and was succeeded by James Waugh.

²⁴ John Cargill died (p. 77), and was succeeded by Richard Cocke.

²⁵ Daniel McCarty died (p. 77), and was succeeded by George Lee.

²⁶ William Nelson, promoted to the Council (p. 155), was succeeded by Thomas Nelson, secretary of State.

²⁷ John Harmer accepted the position of coroner (p. 236), but the result of a new election—if held—is not known. The Assembly, very soon after the governor was asked to order a new election, was prorogued, and later dissolved.

²⁸ Edward Baradall died (p. 77), and was succeeded by Beverley Randolph.

A Mr. Lee (in addition to Mr. George Lee), a Mr. Edwards, and a Mr. Cunningham were members of the House for this Assembly, but it has not been possible to ascertain the counties for which they sat. (See pp. 7, 189, & 194.)

Burgeſſes for the Aſſembly

of 1748-49.

Accomac :	Thomas Parramore Edmund Allen	King William :	Bernard Moore Francis Weſt
Albemarle :	Joſhua Fry Charles Lynch	Lancaſter :	Joſeph Chinn Peter Conway
Amelia :	Thomas Tabb Wood Jones ¹	Louiſa :	Abraham Venable Charles Barrett
Auguſta :	John Wilſon John Madifon	Lunenburg : ⁴	Clement Reade Henry Embry
Brunſwick :	Sterling Clack Drewry Stith	Middleſex :	Ralph Wormeley Philip Grymeſs
Caroline :	John Baylor Lunſford Lomax	Nanſemond :	Lemuel Reddick William Hunter
Charles City :	Richard Kennon Edward Brodnax ²	New Kent :	William Hockaday William Maffie
Elizabeth City :	William Weſtwood John Tabb	Norfolk :	Willis Wilſon William Portlock
Effex :	William Beverley William Dangerfield	Northampton :	Littleton Eyre Matthew Harmanſon
Fairfax :	Lawrence Waſhington Richard Ofborne	Northumberland :	Preſley Thornton Spencer Ball
Frederick :	George Fairfax Gabriel Jones	Orange :	George Taylor John Spotſwood
Glouceſter :	Beverley Whiting Francis Willis	Prince George :	Richard Bland Francis Eppes
Goochland :	George Carrington Archibald Cary	Prince William :	Thomas Harriſon Joſeph Blackwell
Hanover :	William Meriwether John Chifwell	Princeſs Anne :	Anthony Walke Jacob Elligood
Henrico :	John Bolling Richard Randolph ³	Richmond :	William Fantleroy John Woodbridge
Iſle of Wight :	John Simmons Joſeph Gray	Spotſylvania :	William Waller Rice Curtis
James City :	Carter Burwell Benjamin Waller	Stafford :	William Fitzhugh Peter Hedgman
King and Queen :	John Robinſon, Speaker George Braxton	Surry :	Robert Jones Auguſtine Claiborne
King George :	Charles Carter Henry Turner	Warwick :	William Harwood John Langhorne

¹ Wood Jones was declared not duly elected to ſerve as a member (p. 94). Samuel Cobbs was declared elected in his place.

² Edward Brodnax died (p. 4), and Benjamin Harriſon ſucceeded him.

³ Richard Randolph died (p. 125), and was ſucceeded by Peter Randolph.

⁴ Lunenburg became a county on May 1, 1746. It was therefore entitled to representatives in the ſeſſion of the Aſſembly which met July 11, 1746, and on the 27th of June the governor had iſſued an order for an election of representatives who ſhould appear on the 11th day of July. The election was not actually held, however, till the 29th of Auguſt; and when the members returned as elected at that time fought to take their ſeats at the March, 1747, ſeſſion, they were not allowed to do ſo, becauſe of the fact that the election had not been held when ordered. It appeared, further, that Mr. Embry was at the time of his election, and continued to be at the time that he fought to take his ſeat, ſheriff of Brunſwick.

⁵ Philip Grymes accepted the office of receiver general and was ſucceeded in the Houſe by Richard Corbin.

Westmoreland:	John Bufhrode	Norfolk:	Robert Todd
	George Lee		
York:	Thomas Nelson, Sec. ⁶	Williamfburg:	Peyton Randolph,
	Edward Digges		Attorney-General
Jamestown:	Philip Ludwell	William & Mary	
		College:	Beverley Randolph

⁶ Thomas Nelson was advanced to the Council (p. 148), and was succeeded in the House by John Norton.



Introductory Note.

THIS volume contains the Journals of the House of Burgesses for two Assemblies, the Assembly of 1742-1747 and that of 1748-49. The former of these Assemblies had five sessions; the latter only one, but a very long and busy one. There is in existence, so far as is known to the Editor, only one complete set of the original Journals of the House for these two Assemblies, the set belonging to the heirs of the late Mr^s C. W. Coleman, of Williamsburg, Va., who kindly allowed that such of them be copied as were desired. The locations of the other copies known to be in America are as follows: there is a defective copy (lacking pages 1-8) of the Journal for the session beginning May 6, 1742, in the Library of Congress; a perfect copy of the Journal for the session beginning September 4, 1744, in the Virginia State Library; an imperfect copy (lacking pp. 47-50, which have been torn out) of the Journal for the session beginning February 20, 1745 (old style), in the Virginia State Library; and an imperfect copy (lacking pp. 89-181) of the Journal for the session beginning October 27, 1748, in the Library of Congress. Fortunately, the Coleman copies are all perfect, with the exception that the Journal for the session beginning March 30, 1747, has no title page. Where possible, the Journals in the Library of Congress and the Virginia State Library have been followed in obtaining the text of the reprints in this volume; but when necessary, the Coleman Journals have been resorted to. As heretofore, the aim has been to make the text a faithful reproduction of the originals so far as the phraseology, spelling, punctuation, capitalization, use of italics, and peculiarities of type are concerned. It has not been thought necessary, however, to make the title pages follow the originals in absolutely all the different styles of type exhibited by them, or to make the lines of all the matter printed on the title pages correspond rigidly with the original lines. Nor does the vignette appearing on all the title pages of the reprints in this volume correspond with the vignettes of the originals, which are of several patterns and of no special significance.

In the Journals in this volume there is evidence that the original Journals were printed from day to day by the public printer, a copy being delivered to each member, and that in case a member wished a bound set, it was necessary for him to preserve the daily issues and have them bound together at the close of the session. On p. 402, in a paper copied from the *Virginia Gazette* setting forth the Council's side of a controversy then being carried on between the House and the Council appears a reference to printed Journals of the House for two days of the session which was then in progress; and on p. 41 is set forth the duty of the public printer in part in the following language: "..... He will print the governor's speech, and the addresses of both Houses, and the journal of this House, every session; and deliver a copy of each of them to every member:..... He will print the public laws of every session, and deliver a copy of them stitched, to every member, and every justice of the peace in the Colony; He will deliver a copy of the laws of every session, well bound, to the secretary's office, and to every county

court in the Colony." Since the word "fitted" is used in connection with the copy of the acts of Assembly, and not in connection with the copy of the Journal; since the public printer was to deliver only one copy of the Journal to each member; and since it is evident that the Journals were printed each day—or at least every few days—the statement made above, that the member who wished a bound set was compelled to have the daily issues and have them bound, seems reasonable. Further evidence that this was the case, is found on an examination of the only two copies of the Journals of the House for the 1748–1749 session seen—the Library of Congress copy and the *Coleman* copy. In each of these the address of the Council to the governor appears on an unnumbered sheet bound in between pages 4 and 5. It is inferred that the two collectors of these Journals sent their sets, with the address of the Council printed on a separate sheet, to the printer and binder (most certainly, *William Parks*), to be bound, and that he, or his workmen, placed the sheet in the position described (rather than at the beginning of the volume) for greater security. It was unnecessary to send the separately printed speech of the governor and address of the House, for both the speech and the address were contained in the Journals. It is, in truth, probable that the useless separate printing of these was no longer kept up; for had it been, the governor's speech and the two addresses would almost certainly have been printed together on two sheets—as was the case before this, as proved by more than one specimen. This method of securing the bound volumes of the Journals probably accounts for their peculiar scarcity at the present time.¹

The lists of members of the House have been taken from *Stanard's* "Colonial Register," but carefully compared with the sources—especially the Journals themselves.

¹This view is confirmed by an item contained in the *Virginia Gazette* for January 5, 1738 (old style), which is: "The Remainder of the Journal of the House of Burgesses, which was not completed at the Rising of the Assembly, is printed, and sent to the Gentlemen in the several Counties, who are entitled to them." This session of the Assembly ended on December 31.

Later on it seems that the Journal was issued as a whole at the close of the session, as well as in parts during its progress; for in *Rind's Gazette* for June 9, 1768, there appears the following advertisement: "Just published, and to be Sold by the Subscriber, the Journal of the House of Burgesses, for the last session of Assembly. William Rind." This session of the Assembly ended April 16, 1768.

Preface.

Historical Setting.

SINCE the year 1700 a representative of the House of *Bourbon* had sat upon the throne of *Spain*, and in 1733 a secret union (afterwards known as the "Family Compact") had been entered into by the government of that country with the government of *France*, the object of which was to destroy the commercial power of *England*, which since the treaty of *Utrecht* (1713) had been rapidly expanding. Emboldened by this compact, the *Spanish* ministers entered upon a progressive interference with *English* commerce that greatly enraged the *English* nation, whose clamors finally compelled *Robert Walpole*, *England's* peace-loving prime minister, to declare war against *Spain*. This he unwillingly did in 1739. Conducting the war, however, with little vigor, he found at last that his bribed Parliamentary majority had slipped away from him, and early in 1742 he resigned. He was succeeded as prime minister by Lord *Wilmington*, the influential men in the ministry being, however, Lord *Cartaret*, an able chief of foreign affairs, and the two *Pelhams*, who understood the methods of bribery made popular by *Walpole*. This ministry had to face a much stronger enemy than *Spain*, with *France* as her rather inactive ally; for the war of the *Austrian* Succession was now on, and *Maria Theresa*, beset by *France*, *Spain*, *Prussia*, and *Bavaria*, looked for support to *England*, *Holland*, and *Hanover*. Both *George II* and *Cartaret* were eager for the contest, the former on account of his personal dislike to his nephew, *Frederick II*, of *Prussia*, and his desire to prevent the elector of *Bavaria* from becoming emperor, and the latter because he knew that sooner or later the contest with *France* for commercial and colonial supremacy would have to be fought out, and thought that in the present emergency every effort should be made to prevent *France* from adding to her territory and power by absorbing the *Austrian Netherlands*, and, not only that, but to incapacitate her from carrying on colonial and maritime war by compelling a concentration of her energies on the conduct of the war in *Europe*. Hence *British* money, *British* troops, and *Hanoverian* troops in *British* pay were forthcoming. It was in this war that the victory of *Dettingen* was won (July 27, 1743) by *George II* at the head of *Anglo-Hanoverian* troops.

But the two *Pelhams* were jealous of *Cartaret*, and his foreign policy was not clearly understood at home. He was attacked as favoring *Hanover* rather than *England*, and as inclining too much to the wishes of the king rather than those of Parliament, one of his principal critics being *William Pitt*, who, though he lived long enough to see the wisdom of "conquering *Canada* on the plains of *Germany*," now insisted on attacking *France* at sea and in her colonies. Hence, toward the close of the year 1744, *Cartaret* was forced to retire from the cabinet, and for more than a decade the *Pelhams* were supreme. The war continued, indeed, on the continent, but with not much success to the *English*. On May 11, 1745, the *English* army was defeated in the bloody battle of *Fontenoy*, inflicting, however, great losses on the *French*. But in order to relieve the continent of these troublesome *Englishmen* and to drive, if possible, the *Hanoverian* House, the inveterate foe of the *French*, from the throne of *England*, the ministers of *Louis XV* had determined to take up the cause of the Young Pretender, who was promised 15,000 men with whom to land in *Scotland*. These men were actually assembled at *Dunkirk*, but a storm having scattered the transports, they were brought back to the main army in *Flanders*. The Young Pretender, however, resolved to proceed, relying upon the affection of the Highlanders for the House of *Stuart* and the reported disaffection of the Lowlanders and some of the *English* to the House of *Hanover*. Then came the Rebellion of '45, as it is called; reaching its zenith at *Preston Pans* on September 21, 1745, and going down in darkness at *Culloden* on April 16, 1746. The withdrawal of

the *English* army from *Flanders* had given the *French* a chance, which they seized, to overrun the *Austrian Netherlands* in 1746. But *English* troops were back again in the *Netherlands* in 1747, and though they suffered a defeat at *Lawfeldt* on the 2^d of *July*, the *French*, having fared badly against the *Austrians* along the *Rhine* and in *Italy*, consented to treat for peace.

In the meanwhile, fighting had been going on between *England* on the one hand and at first *Spain* and then *Spain* and *France* on the other in other parts of the world than the continent of *Europe*. *Porto Bello* had been captured in 1739, but the expedition against *Carthage* in 1741 had disastrously failed. A descent of the *Spaniards* on *Georgia* had been foiled in 1742. In 1744 *Cape Breton* Island had been taken, and before this and later a conflict had been kept up along the *Canadian* frontier. In *India* the *French* and the *English* had come into collision, to the decided advantage of the former under *Dupleix*. Commodore *Anson* had led a successful expedition against the *Pacific* ports of *South America* and had captured much treasure.

By the treaty of *Aix la Chapelle* (signed in 1748), which ended the war, the few conquests which *England*, *Spain*, and *France* had respectively made were all restored—to the disgust of the *English* colonists in *America* and of the *French* in *India*. The great question of maritime and colonial supremacy was left to be settled in the *Seven Years' War*, waged only a few years later.

Assembly of 1742-43.

First Session.

THE first session of this Assembly began on the 6th of *May*, 1742. Of a membership of seventy-four, there were present on the day of opening all but three. Governor *Gooch* had not long before come back from the unsuccessful expedition against *Carthagera*, some of the troops taking part in which had been enlisted in *Virginia*, and it is possible that to the interest aroused by his recent return may be attributed the unusually good attendance. War with *Spain* was still going on, but interest in it had become almost extinct in *Virginia*—a fact attested in more ways than one by the House of Burgesses at this session. For example, to the suggestion of the governor, made in his opening speech, that a bill be passed obliging the masters of all ships and vessels coming to *Virginia* for trade to pay the tonnage duty in powder and ball¹, the House made reply, that such a law would be attended with great inconvenience and would not be of any advantage to the Colony; and to his recommendation that money be voted for the repair of the batteries and for keeping them and Fort *George*² in a constant position of defense, it replied that these desirable objects ought by all means to be attended to, but that the expense should be defrayed out of the duties appropriated by act of Assembly for that purpose³. Further, a bill was passed by the House, to which, however, the Council failed to agree, repealing the act for the better security of the country in the present time of danger, in so far as its provisions applied to training, mustering, and exercising the militia⁴. Evidently, so far as the House was concerned, the war scare was over. This session, accordingly, in respect to the procedure of the House and the matters it acted on, is entirely typical of other sessions at which there was no extraordinary excitement brought about either by foreign war or unfortunate misunderstanding and conflict between the two chambers of the General Assembly and at which only the usual business of an Assembly was conducted in the usual manner.

As soon as possible after the opening of the session the committee of privileges and elections, the committee of public claims, the committee for courts of justice, the committee of trade, and the committee of propositions and grievances were named. The committee of privileges and elections was composed at the start of eleven members; that of public claims, of fifteen; that for courts of justice, of sixteen; of trade, of nine; and of propositions and grievances, of twenty-eight,—the number on a committee corresponding fairly well (as will be seen on a close examination of the proceedings) with the amount of business transacted by that committee. Besides these standing committees, the House, as occasion required, made use of special committees, and for the discussion of the weightier matters brought to its attention resolved itself into a committee of the whole. At this session, as at others, the governor's speech was considered through the agency of the committee of the whole, and one of the questions brought to its attention, namely, the continuation and improvement of the all-important tobacco law, was thus considered many times after the first draft of the bill proposed to be passed had been submitted to the House by a special committee appointed for that purpose⁵. As instances of other special committees dealing with important matters, attention may be drawn to the special committee named on *June* 11 to examine the treasurer's accounts⁶,

¹ See p. 4 of this volume; also Hening, II, 466.

² The batteries were at Yorktown and Gloucester Point. Fort George was at Old Point Comfort. From the very earliest days of the Colony there had been a fort at Old Point, but this having been allowed to fall into disrepair Fort George had been built in the years of preparation for the war with Spain which was at this time being languidly waged. Some very interesting papers relating to the land on which Fort George was built are preserved in the Virginia State Library. They are printed in "The Virginia Magazine of History and Biography" for July, 1909, pp. 268-271.

³ Hening, II, 466; III, 345, 491.

⁴ See p. 28.

⁵ See pp. 13, 31, 36, 38, 40, 42, 43, 44, 45, 46, 49.

⁶ See p. 11.

this committee being similar to one appointed at each regular session; the committee named *June 16* for "proportioning the public levy"; and the one named the same day for "examining the enrolled bills".

The names of the standing committees indicate well enough the character of the matters referred to them; but attention may be drawn to one of the duties of the committee for courts of justice, which was, to inspect the journals of the preceding session and prepare a statement as to the status of matters which has been left over, and to report to the House what laws of a temporary nature had expired since the close of the preceding session or would soon expire, with their opinion as to which of them should be revived or continued. The necessity for this procedure arose from the fact that it was the custom to pass acts (of which may be mentioned the acts laying duties on liquors and slaves imported and the acts for the inspection of articles exported) which were to be in effect only a certain number of years. The order to the committee for courts of justice of the House of Burgesses for this first session to perform this duty was given on *May 8*, the second day after the opening of the session⁷. One of the temporary laws whose amendment and continuance it recommended, was the great tobacco law of the Colony⁸,—to which the governor had already directed the attention of the House. All the propositions and petitions reported by the committee as having been left unacted upon by the House at the preceding session—there were nine of them—were referred to the committee of propositions and grievances⁹, which at this session—those being the days of legislation on petition and legislation in reference to many local and private matters—was, as usual, the largest and busiest committee of the House.

The committee of public claims appears to have done this session somewhat more than its usual proportion of work, since claims from the widows of those who had died by disease or been killed—largely the former—in the expedition against *Carthagera* now began to make their appearance¹⁰.

The number of contested elections and the thoroughness with which all cases of contest were examined into, as well as the thoroughness with which all accusations against sitting members were examined,¹¹ show the sensitiveness of the House in regard to the purity of the election of its members and also their qualifications. Nor did the House seek to diminish the number of contests. It rather invited them; for when a motion was made to the effect that if any petition against a sitting member should be adjudged frivolous the complainant should be compelled to "make satisfaction to the sitting member," it was rejected.¹²

In the Journal for this first session is seen more clearly probably than in the Journal for any other session the procedure gone through with in settling the public levy. The committee of the House for apportioning the public levy was named on *June 16*. The next day this committee reported to the House that it had, "according to order, settled the proportion of the public levy; and stated the same in a book." This was forthwith read and agreed to by the House, and the chairman of the committee was ordered to carry the book to the Council for their concurrence. Later the same day the Council informed the House that they had agreed to the book, when, immediately, Mr *Conway*, the chairman of the committee, presented a bill for raising the public levy. This was received, and read the first time; then immediately read the second time; and ordered

⁷ See p. 63.

⁸ See p. 8.

⁹ See p. 15.

¹⁰ See p. 10.

¹¹ It is of interest to note that at least two of these claims that came up for action this session were presented by mulatto women (p. 37). Since their husbands must have been, of course, free negroes or mulattoes, an indication is thus given of the social position of the private soldiers enlisted in Virginia for the Carthagera expedition. Reference to the law under which these enlistments were made (Hening, V, 94, 96) shows that they were largely compulsory, it being provided that in case any able-bodied man—not being a voter—were to be found anywhere in the Colony who had no visible means of support, he might be impressed for the service.

¹² For example, see the case of Mr. Henry Downs (pp. 7, 11).

¹³ See p. 8.

to be engrossed.¹⁴ The next day it was read the third time by the House, passed, taken to the Council, and immediately passed by that body; and on the following day signed by the governor, with the other acts passed at that session of the Assembly.¹⁵ The public levy was a certain amount of tobacco to be paid by each tithable in the Colony toward defraying public expenses. The period covered by the payment was usually from the beginning of one session to the beginning of the next; but the period covered by the payment provided for in this act was from *May 22, 1740* (the day of opening of the second session preceding, the only business transacted at the session immediately preceding being the voting of a sum of five thousand pounds for the *Carthagen* expedition) to *May 6, 1742*, the day of opening of the session at which the present law was passed.

The legislation enacted was considerable in amount, and some of it of unusual importance. Besides the tobacco law¹⁶ and the public levy already referred to, the General Assembly passed laws continuing for specified times the acts laying duties on slaves and liquors, in order that the amount to be secured by the public levy might be decreased; and an act somewhat analogous to the great tobacco act in that it was passed for the purpose of preventing frauds in the trade in certain other articles exported from the Colony. The title of this was "An act for inspecting, weighing, and stamping all pork and beef packed in the Colony or imported for sale, before the same shall be sold here or shipped for exportation and to amend the act intitled An act for ascertaining the gauge of barrels for pork, beef, tar, and pitch." This act was in amendment and continuance of acts passed before for the same purpose, notably one passed in 1705, and contained more rigorous provisions not only for gauging the barrels used in making shipments but also for inspecting the contents.¹⁷

An act the design of which was to obviate some of the inconvenience arising from the use of tobacco as the currency of the Colony in the settlement of public accounts, had as its title "An act to allow persons not concerned in making tobacco to discharge levies and officers' fees in money." This tentative act was to be in force only until the close of the next session of Assembly.¹⁸

Under the system that had come into existence shortly before this time of appointing as treasurer of the Colony the man who had been at the opening of the session chosen speaker of the House, *John Robinson*, having been elected speaker, was duly made treasurer by an act which was passed in just the same way as any other act.¹⁹

There had been a great increase in the number of men engaged in driving cattle from the provinces to the north to those to the south of *Virginia*, and these on their way through were but too apt to take the cattle of the inhabitants, under the pretense that it was almost impossible in many cases to separate them from their own droves. To prevent this stealing, a law was passed requiring every such person immediately on crossing into the Colony to produce a manifest, certified by a justice of the province from which he came, giving a clear description of the cattle in the drove; and the manifest was to be shown in the same way in each county passed through. And in order that the importation of horses might be discouraged (it being supposed that the stock already in the Colony was sufficient), the same law laid a duty on each horse, mare, or colt imported. This act was to be in force only till the end of the next session of Assembly.²⁰

At this session of the Assembly *Fairfax* county was formed from *Prince William*, *Louisa* from *Hanover*, and a portion of *King* and *Queen* taken from that county and added to *Caroline*. Three towns were established,—*Leeds*, *Suffolk*, and *Richmond*.²¹

¹⁴ See p. 67.

¹⁵ See p. 70.

¹⁶ The tobacco law regulated the public tobacco warehouses, the inspection of tobacco, its shipment, the currency of notes, etc., etc.

¹⁷ Hening, V, 164-163.

¹⁸ Hening, V, 168-170.

¹⁹ Hening, V, 173-174.

²⁰ Hening, V, 176-181.

²¹ Hening, V, 185, 191-197, 199-202, 207-209.

Second Seffion.

The opening day of the second seffion was *September 4, 1744*, more than two years after the clofe of the firft feffion (*June 19, 1742*). The firft record in the Journal for this feffion proves the fact that the Houfe did not have the power of choofing all its officers, this record being, "*Clement Read*, Gent. having taken the oaths appointed to be taken by act of Parliament, inftead of the oaths of allegiance and fupremacy, the oath of abjuration and the teft, was, by virtue of his commiffion from the lieutenant-governor, fworn clerk-affiftant to the Houfe." The fergeant at arms²² and the clerk and his affiftant were named by the governor; the other officers (a chaplain and feveral door-keepers) were chofen by the Houfe.

In his opening fpeech the governor called attention to the need of devifing means of enforcing the provifions of the tobacco law, advifed perfecting the laws againft all forms of vice, and asked that money be given for defraying expenfes incident to making the Treaty of *Lancaster* and for preparing the Colony for both defensive and offensive war, the battle of *Dettingen* having been won by the *English* king, and *French* animofity being efpecially turned for this reafon againft that king's poffeffions and even againft his tenure of the *English* throne.²⁴

After confideration of the governor's fpeech in committee of the whole houfe feveral times, the Houfe determined to draw up an humble addrefs to his majefty to congratulate him on his victory at *Dettingen*, and to affure him of their ftrong loyalty to his perfon and his family. In the addrefs prepared the Council later joined. The Houfe refolved that the tobacco law fhould be further amended; as alfo, in accordance with the governor's efpecial defire, fhould be the acts then in force for the fuppreffion of vice and for the reftraint of gaming. Accordingly the proper machinery was at once fet in motion, and at the clofe of the feffion the governor had the fatisfaction of figning the three laws given on pages 232-236, 225-226, and 229-231, of the fifth volume of *Hening's Statutes at Large*, the firft of which embodied, beyond a doubt, an improvement in the tobacco law, and the latter two of which, though reading well, were probably never of very much effect on the morals of the people. The act embodying the efforts of the General Affembly to legislate the people into goodnefs had as its title "An act to explain and amend an act intituled an act for the effectual fuppreffion of vice and reftraint and punifhment of wicked, blafphemous, and diffolute perfons," and was merely amendatory of an act paffed at the *October, 1705*, feffion of the Affembly, which was itfelf a confolidation, with amendments, of the various laws whole enactment had called for fo much of the time of the General Affembly from the very firft feffion of its exiftence. Governor *Gooch* was a fincerely religious man of the old fchool, thinking that wars and afflictions were vifited upon peoples by Providence on account of their fins and that it was the duty of government to fee that thefe fins were reduced in number. Hence his fuggeltion to the General Affembly. The Affembly was made up of men, who, if not quite fo religious as the governor, were indifpofed to be thought lefs fo; and confequently they haftened to follow in his lead. Nearly all the fins which from the beginning of recorded government it has been found moft difficult to regulate, received attention in this act. But for the fuppreffion of gambling a fpecial act was paffed, which was, however, merely amendatory of acts already in exiftence defigned to eradicate that evil.

It was refolved that fince the Treaty of *Lancaster* would undoubtedly refult in a great increafe in the quit-rents, his majefty—into whole private purfe thefe quit-rents went—would probably be pleafed to pay out of the amount arifing from the prefent quit-rents the expenfes incident to that treaty. As for repairing the forts, it was refolved that this expenfe ought to be met out of the duties already appropriated for that purpofe by act of the Affembly.²⁵ No new duties were needed. Nor did the Houfe

²² See p. 75.

²³ See p. 154.

²⁴ See pp. 75, 76.

²⁵ See Note 3.

look favorably on the proposition that men for the war should be allowed to be enlisted in *Virginia*, claiming that such enlistments would result in the weakening of the Colony. In accordance with this view, a resolution was adopted that an address be made to the governor calling on him to prevent the enlistment in the Colony of any person for service beyond its limits; and though the committee of the whole had adopted a resolution that a vessel, properly armed, equipped, and manned, should be provided as a guard to the coast, the House itself refused to agree.²⁶ On the subject of the war the House was not very greatly excited. The danger was not sufficiently near to cause extraordinary expenditures to be looked upon with favor, and the disastrous termination of the expedition formerly entered into produced, no doubt, a decided disinclination toward a similar venture. Hence the House was content to express its loyalty to the *Hanoverian* line, and to do what it could to keep the able-bodied men of the Colony at home against the day of a possible closer approach of the enemy.

The governor was more interested in the conduct of the war; hence when the committee addressed him asking that he would not permit the enlistment of men in the Colony designed for general service, he replied that he could by no means grant the request. The overwhelming majority of the House was, however, in favor of the action already taken; for when the day after this resolution against enlistment had been passed, a motion was made that six hundred pounds be given "to aid the revenue for the support of the forts and fortifications in this Colony," it was defeated by a vote of 46 to 14. Later on, it even refused to concur in a bill passed by the Council for the "more frequent exercise of the militia in this time of danger."²⁷ Later still, when, in accordance with a petition from *Elizabeth City* county, one of the coast counties, a bill had been brought in for the purchase of a vessel to protect the trade of the Colony, though it commanded enough support to cause its commitment to the consideration of the committee of the whole, and was by this committee discussed twice, the final action taken was the adoption of a resolution, "That the order of the day for the House resolving itself into a committee to draw up the report upon the bill for the better security and guard of the sea-coast and trade of this Colony, be referred till *Monday* se'ennight."²⁸ This was equivalent to the rejection of the bill, for the action was taken on *October 17*, when the business of the Assembly was in such condition that it was seen that a prorogation was close at hand. The final efforts of those in favor of more active war measures were made on *October 23*, the second day before the close of the session, but they were as unsuccessful as preceding ones. A bill which had been introduced earlier, having as its object the purchase of arms for the defense of the country, was decisively defeated, as was a motion that the House pass a resolution to give five hundred pounds to "aid the revenue for the support of the forts and fortifications in this Colony," and also a motion that leave be given to bring in a bill for expending a sum of money in powder and ball.²⁹

The number of laws passed by the Assembly at this session was even greater than the number passed at the first, being forty-six as against thirty-three. The excess was, however, made up rather of local and private acts than of general ones. Of the latter, may be noted as being the most important perhaps, in addition to the three already referred to, "An act for the relief of certain creditors," a very technical one dealing with the legal procedure necessary in the recovery of debts due the inhabitants of *Virginia* from persons not residing in *Virginia* but having property there;³¹ an act making provision against invasions and insurrections, merely extending the operation of the law already in force, but soon to expire, designed to make the militia effective

²⁶ See p. 98.

²⁷ See p. 100.

²⁸ See p. 116.

²⁹ See p. 138.

³⁰ See p. 145.

³¹ In order to secure the royal assent to this measure before the English merchants could have a chance to oppose it, very unusual steps were taken. See "Journals of the House of Burgesses, 1752-1755," p. 46, Petition of John Tayloe.

Second Session.

The opening day of the second session was *September 4, 1744*, more than two years after the close of the first session (*June 19, 1742*). The first record in the Journal for this session proves the fact that the House did not have the power of choosing all its officers, this record being, "*Clement Read*, Gent. having taken the oaths appointed to be taken by act of Parliament, instead of the oaths of allegiance and supremacy, the oath of abjuration and the test, was, by virtue of his commission from the lieutenant-governor, sworn clerk-assistant to the House." The sergeant at arms²² and the clerk and his assistant were named by the governor; the other officers (a chaplain and several door-keepers) were chosen by the House.

In his opening speech the governor called attention to the need of devising means of enforcing the provisions of the tobacco law, advised perfecting the laws against all forms of vice, and asked that money be given for defraying expenses incident to making the Treaty of *Lancaster* and for preparing the Colony for both defensive and offensive war, the battle of *Dettingen* having been won by the *English* king, and *French* animosity being especially turned for this reason against that king's possessions and even against his tenure of the *English* throne.²⁴

After consideration of the governor's speech in committee of the whole house several times, the House determined to draw up an humble address to his majesty to congratulate him on his victory at *Dettingen*, and to assure him of their strong loyalty to his person and his family. In the address prepared the Council later joined. The House resolved that the tobacco law should be further amended; as also, in accordance with the governor's especial desire, should be the acts then in force for the suppression of vice and for the restraint of gaming. Accordingly the proper machinery was at once set in motion, and at the close of the session the governor had the satisfaction of signing the three laws given on pages 232-236, 225-226, and 229-231, of the fifth volume of *Hening's Statutes at Large*, the first of which embodied, beyond a doubt, an improvement in the tobacco law, and the latter two of which, though reading well, were probably never of very much effect on the morals of the people. The act embodying the efforts of the General Assembly to legislate the people into goodness had as its title "An act to explain and amend an act intitled an act for the effectual suppression of vice and restraint and punishment of wicked, blasphemous, and dissolute persons," and was merely amendatory of an act passed at the *October, 1705*, session of the Assembly, which was itself a consolidation, with amendments, of the various laws whose enactment had called for so much of the time of the General Assembly from the very first session of its existence. Governor *Gooch* was a sincerely religious man of the old school, thinking that wars and afflictions were visited upon peoples by Providence on account of their sins and that it was the duty of government to see that these sins were reduced in number. Hence his suggestion to the General Assembly. The Assembly was made up of men, who, if not quite so religious as the governor, were indisposed to be thought less so; and consequently they hastened to follow in his lead. Nearly all the sins which from the beginning of recorded government it has been found most difficult to regulate, received attention in this act. But for the suppression of gambling a special act was passed, which was, however, merely amendatory of acts already in existence designed to eradicate that evil.

It was resolved that since the Treaty of *Lancaster* would undoubtedly result in a great increase in the quit-rents, his majesty—into whose private purse these quit-rents went—would probably be pleased to pay out of the amount arising from the present quit-rents the expenses incident to that treaty. As for repairing the forts, it was resolved that this expense ought to be met out of the duties already appropriated for that purpose by act of the Assembly.²⁵ No new duties were needed. Nor did the House

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³¹ In order to secure the royal assent to this measure before the English merchants could have a chance to oppose it, very unusual steps were taken. See "Journals of the House of Burgesses, 1752-1755," p. 46, Petition of John Tayloe.

in repelling invasion and suppressing insurrection; "An act to amend the law for proving wills in the General Court and county courts;" an act for continuing the act already in force for laying a duty on liquors; an act laying an imposition—an internal tax—on skins and furs for the better support of *William and Mary* College, which merely amended a former act on the subject by largely increasing the tax; "An act to amend an act declaring the law concerning attachments; and for altering the court days in *Accomack* and *Amelia*;" "An act to prevent frivolous and vexatious suits;" an act to allow free negroes, mulattoes, and *Indians*, "being Christians," to testify in all cases involving members of those three classes; an act in reference to the titles and boundaries of land, the object of which was the very worthy one of preventing disputes between neighbors,—this act being, of course, merely amendatory of former acts on the subject; an act settling the fees which might be charged by public officials for the various services they were called upon to perform; an act amending the act passed at the preceding session for preventing theft by cattle drivers passing through the Colony; an act prescribing the procedure in certain criminal trials; an act for dividing the county of *Goochland*, whereby *Albemarle* county was formed; and an act establishing the town of *Port Royal*.³²

Though, however, the legislation carried through at this session was considerable in quantity and good in quality, the session is not now so interesting on that account perhaps as for other reasons. In the first place, it furnishes a very early example of the printing of a bill for the convenience of the members of the House in the resolution adopted by the House on the 16th of *October*, "That the bill for relief of insolvent debtors and for effectual discovery and equal distribution of their estates, be printed."³³

In the second place, the session furnishes many illustrations of the care taken by the House to maintain its rights and privileges. On the 27th of *September* it was reported to the House that *John Austin*, of *King William* county, had said that if a bill passed for erecting a middle parish in that county, Mr *Power* and Mr *Moore* (the two members from *King William*) should never see the capitol again, and that if he lived in the upper parish he would raise a body of men and come down and drive the House of Burgesses into the river. It was at once resolved that in uttering the said words *John Austin* was guilty of a high crime and misdemeanor, and that he be sent for in the custody of the sergeant at arms. The speaker issued the warrant. The same day the House, being informed that the Reverend Mr *Fife* had in a sermon preached in *Norfolk* the preceding *Sunday* reflected on two members of the House, it was ordered that the information be referred to the committee of privileges and elections, which should examine into the matter and report to the House. On *October 1*, *John Austin* appeared with profuse apologies and, in the language of the Journal, "made his submission." He was, accordingly, discharged out of custody, paying fees. In the case of Mr *Fife*, however, the committee of privileges and elections was discharged on *September 28* from further consideration of the information. On *October 10*, it was resolved by the House, "That it is a breach of privilege for any court martial to proceed to judgment against any member of this House during the time of his privilege." The occasion of this resolution does not appear, but its object was, evidently, to render the members of the House immune during the sittings of the House from prosecution for failure to attend to such military duties as might under ordinary circumstances devolve upon them. On *October 12*, the House, being informed that *William Nugent* had beaten *James Lavie*, one of the door-keepers of the House, it was resolved that in so doing *Nugent* was guilty of a breach of the privileges of the House, and that he be taken into custody by the sergeant at arms. On *October 13*, *Nugent*, having expressed his sorrow to the House at incurring its displeasure, was reprimanded, and dismissed, on the payment of fees.

But the most notable instance of the jealousy of the House of its dignity grew out of an incident happening in a conference held by members of the House and members of the Council on the subject of an amendment proposed by the Council to a bill passed

³² All the laws passed at this session are given in Hening, V, 220-309.

³³ See p. 136.

by the House. It seems that one of the members of the Council's committee sat in the conference with his hat on, and, having it on, handed to the chairman of the committee of the House, Mr *Carter*, a paper which he said contained the reasons of the Council for adhering to their amendment to the bill under consideration. When this circumstance was reported to the House, it was immediately ordered that Mr *Carter* go up to the Council with a message, to the effect that since no member of a conference committee appointed by the Council had ever acted in this manner before, the House of Burgesses interpreted the conduct as an intended affront; and they desired to know whether the member had acted thus by direction of the Council, and whether the Council claimed that at a conference their members had a right to remain covered while the members representing the House of Burgesses should sit with their heads bare. Mr *Carter* was also to inform the Council that the House refused to accept the paper till they had had answer to their questions. The next morning promptly came the reply, disavowing on the part of the Council any design whatever to offend, since their member expected that when he put on his hat the other members would do likewise; and expressing the hope that the members of the two chambers might unite to carry on the public business amicably and thus bring the session to a prosperous ending.³⁴

The third respect in which this session of the General Assembly was somewhat different from other sessions was in the activity of the Council in the origination of bills. At other sessions only occasionally did bills originate in the Council, but at this session the Council passed and sent to the House at least seven for its approval. The titles of these were: 1. "An act, for continuing an act made in the first year of his majesty's reign, intituled an act for making more effectual provision against invasions and insurrections, and one other act intituled an act for continuing and amending the aforementioned act."³⁵ 2. "An act for the more frequent training and exercising the militia of this Colony in this time of imminent danger."³⁶ 3. "An act to enable the *Nottoway* and *Nansemond* Indians to sell certain lands, and for other purposes therein mentioned."³⁷ 4. "An act for the relief of certain creditors."³⁸ 5. "An act to settle the distribution of the salary allowed by his majesty to the Council of this Colony."³⁹ 6. "An act to empower the justices of every county court to erect pounds."⁴⁰ 7. "An act to amend the law for proving wills in the General Court."⁴¹ Two of these, the second and the sixth, were rejected by the House; the other five, some with amendments, were agreed to. The Council, possibly because it was more under the influence of the governor than was the House, consistently exhibited greater eagerness to put the Colony in a proper condition for war, and this fact probably explains why it originated and passed the first two bills whose titles are given above. The House agreed to the first and rejected the second because, though it was willing to see the continuance of the activity of the militia called for by the law then in force, it was unwilling that more be done. There seems to be no special reason why the other bills should have originated in the Council, though two of them (the fourth and the seventh) dealt with matters in which the members of the Council—the Council on its judicial side being the supreme court of the Colony—were experts. The circumstances necessitating the enactment of the Council's salary act were these: By the act of the fourth of Queen *Anne* (1705) for establishing the General Court and for regulating and settling the proceedings therein the judges of this court—the governor and the members of the Council—were on entering into office required to swear that they would not take any fee except the salary by law provided. His majesty had now out of his own revenues granted the sum of six hundred pounds *sterling* as a salary to the members of the Council for attention to their duties as a part of the execu-

³⁴ See p. 141.

³⁵ See p. 109.

³⁶ See p. 110.

³⁷ See p. 117.

³⁸ See p. 135.

³⁹ See p. 139.

⁴⁰ See p. 143.

⁴¹ See p. 143.

tive of the Colony. The object of the law now made was to set forth that the Council could legally accept this pay for attending to executive duties, since the law passed in 1705 had reference merely to their conduct as judges.

Third Session.

The Assembly met to begin its third session on *February 20, 1745* (old style), by a special call of the governor on reception by him of the news from *England* in reference to the uprising of the followers of the Young Pretender. In his opening speech the governor discoursed at length on the enormities of the *Roman* Catholic tenets which the success of the *Stuart* cause would force upon the *English* people; calling upon the members to show their utter detestation of them and of the Pretender who sought to substitute them in *England* for the enlightened principles of Protestantism. He strongly advised them to follow the example of their brethren in *England* and enter into an association obliging themselves to support with their lives and fortunes the person, family, and government of King *George II.* Another matter he brought to the attention of the members of the General Assembly was the fact that the law supplying in large part funds for the maintenance of *William and Mary* College would soon expire. He also recommended to the care of the Assembly two regiments of *English* soldiers which, designed for garrisoning *Louisburg*, the stronghold on *Cape Breton* Island lately captured from the *French*, had been driven by stress of weather to *Virginia* and had arrived in need of provisions of all kinds.

To this speech an appropriate reply was made, and the House proceeded at once to consider its various recommendations. On the fourth day of the session the Council sent a message to inform the House that they had resolved to draw up an address to his majesty and to enter into an association. The House immediately agreed to join. During the progress of the session the address and form of association were duly drawn up and signed.⁴² By joint resolution of the two chambers a sum of six hundred dollars was very shortly provided for the relief of the two regiments.⁴³ In the "Act for reducing the laws made for laying a duty on liquors into one act of Assembly," signed by the governor on the last day of the session, provision was continued for the support of *William and Mary* College. The House even went beyond in one respect the recommendations made by the governor at that time, and passed a resolution, to which the Council promptly agreed, directing the treasurer of the Colony to pay the governor two hundred pounds to be by him presented through agents to the Six Nations. This was in reality the amount to be paid for the land given up to *Virginia* by the *Indians* according to the terms of the Treaty of *Lancaster*. At the preceding session, it will be remembered, when the governor recommended the payment, the House had rather ungraciously, considering the unusual expenditure necessitated by the war, directed the attention of the governor to the quit-rents as being the proper source of payment. The actions of the House, in conjunction with the Council, corresponded so closely with the recommendations made that the governor could not refrain in his speech of prorogation from complimenting the Assembly on the diligence, vigor, and unanimity with which the business of the session had been transacted.

In addition to the acts and the resolutions already referred to, the Assembly had passed one resolution—for payment of the salary of *William Parks*, Public Printer—and twenty-nine acts. Many of these were private and local acts of no very great importance (with the exception of one for forming the county of *Lunenburg* from *Brunswick*), and most of the general acts were either simply in continuance of acts passed before or similar in their objects. There was one, however, which, indicating the growth of the Colony, may be noted. This was "An act to amend the act for establishing the General Court," and provided for longer sessions of the General Court in *April* and in *October* for attending to the increased business coming up. A second, namely, the act regulating attorneys, according to which attorneys were required before being allowed

⁴² See p. 175.

⁴³ See pp. 164, 168.

to practice to pass examinations given them by duly appointed examiners, is interesting as introducing a new principle. A third act, on account of its importance and unusualness, is worthy of close attention. This was the act for the revival of the laws. Since the last revival a great many new laws had been passed, and many of the old ones repealed or amended, so that considerable confusion resulted. The work of examining all these and bringing them into an agreement was too great to be undertaken by a General Assembly working in the usual way. Therefore the expedient was adopted of appointing a committee on revival which might sit during recesses. If ready, the committee was to report to the General Assembly at its next meeting; if not, at some future meeting. Not even a dissolution of this Assembly was to bring to an end the committee, which was empowered to continue its work and report to the newly elected General Assembly.⁴⁴ The committee consisted of three members of the Council, namely, *John Robinson*, *John Blair*, and *William Nelson* and six members of the House, namely, *John Robinson, Jr.*, *Mr Secretary Nelson*, *Richard Randolph*, *William Beverley*, *Beverley Whiting*, and *Benjamin Waller*, six of whom were to constitute a quorum (whereof at least two were to be members of the Council and four members of the House). If any councilor died or resigned, his successor was to be named by the governor; if any burgess died or resigned, his place was to be filled by appointment by the speaker of the House, or in case of the death or disability of that officer by the remaining burgesses on the committee.⁴⁵

As at the preceding session of the Assembly there were several incidents showing the jealousy of the House in regard to its rights and privileges, so at this session there was at least one; and this showed, in addition, the care of the House for the rights of the people. It seems that at a court of the county of *Northumberland* held the 15th of *February*, 1745, for proof of public claims and for the reception of propositions and grievances,⁴⁶ a proposition to cut off from the county of *Northumberland* and add to *Lancaster* certain territory, this proposition being signed by *William Steptoe* and several others, was handed by *Steptoe* and one or two of his fellow signers to the court, which refused to receive and certify it unless those presenting it would allow the erasure of the names of the absent signers, on the plea that these signatures might have been illegally obtained. Two of the justices were *Peter Presley* and *Samuel Blackwell*, members of the House of Burgesses. A petition to the House was drawn up by *Steptoe* and his associates complaining of the action of the court. The petition was on presentation referred, this being the usual routine, to the committee of propositions and grievances, which on ascertaining its nature reported to the House that as the question of the privilege of members of the House was involved it should be referred to the committee of privileges and elections. On report of the committee of privileges and elections the House resolved that the said justices, in refusing to receive and certify the proposition, had acted "illegally, arbitrarily, and contrary to the rights of the people." The motion was made at once and carried that *Mr Samuel Blackwell* (who happened to be in the House at the time) be reprimanded in his place for his offence. The speaker duly carried out the order of the House, and *Mr Blackwell*, expressing sorrow for the error, asked pardon for the conduct to which the House had taken exception. It was further ordered that several others named as involved should be sent for in custody of the sergeant at arms to answer their misdemeanors.⁴⁷ A few days afterwards the House received a petition from these (*Mr Presley* excepted) setting forth that they were deeply sensible of their misfortune in having incurred the displeasure of the House, and assuring the House that their offense proceeded altogether from error of judgment. Whereupon the offenders were brought to the bar of the House, reprimanded, and discharged after paying fees. The House being later informed that four additional members of the court were equally guilty with those

⁴⁴ As a matter of fact, a dissolution did occur before the committee was ready to report. This was occasioned by the controversy arising at the March, 1747, session of the Assembly over the removal of the seat of government from Williamsburg.

⁴⁵ All the laws passed at this session are given in *Hening*, V, 310-400.

⁴⁶ See p. 180.

⁴⁷ See p. 181.

already dealt with, their case was also inquired into; and they met with the same treatment meted out to their fellows.⁴⁸ Finally, on *March* 19, 1745, Mr *Presley*, who up to this time had been absent, was, on expressions of sorrow from him, reprimanded by the speaker, according to the order of the House, and discharged from custody, paying fees⁴⁹.

Fourth Session.

The third session of the Assembly ended on the 12th of *April*, 1746, and the fourth began on the 11th of *July*. The shortness of the recess was necessitated by the fact that it was proposed that the Assembly should vote a sufficient amount to pay the expense of enlisting in *Virginia* and transporting to the northward a number of men intended to serve in an expedition against *Canada*. The session had to be opened by the president of the Council acting in place of the governor, on account of the sickness of the latter. The president explained that the men proposed to be raised were from the day of their enlistment to enter into the king's pay; hence the amount advanced by *Virginia* would certainly be returned, but the amount was needed at once; and since the Colony was equally interested in the expedition with the mother country and the other colonies, it would be a graceful thing for the Colony to pay a part of the expenses. Certainly this was a good opportunity for the House to show by their zeal and energy the sincerity of their recent assurances of being among the king's most loyal subjects. It was suggested that since the governor was not in proper physical condition to give close attention to the detailed expenditure of the amount to be voted, a committee should be appointed for that purpose.⁵⁰

The usual address made by the House to the governor was made in the governor's bed-chamber. After this, all the business of the session (which was very brief, lasting only from *July* 11 through *July* 16, only two bills being passed, two joint resolutions agreed to, and a joint address to his majesty drawn up congratulating him on the victory obtained "over the Rebels at *Iverness*") was conducted between the House and the president of the Council.

The main features of the act for raising the money to defray the expenses of getting together the troops for the expedition against *Canada* were: that four thousand pounds should be raised for this purpose; that it should be raised immediately by means of a loan bearing 5% interest and secured by the duties on liquors and slaves; that the money should be expended by a commission—the members of which, some from the Council and some from the House, were named in the bill—which should account to the next General Assembly; and that arms for the troops might be taken from the public magazine, a strict account being kept of the value of the arms so furnished and the amount charged against the four thousand pounds.⁵¹

Fifth Session.

The next session of the Assembly, which continued from *March* 30, 1747, through *April* 18, was also an unusual session, having been called together in order that provision might be made for rebuilding the capitol, which had been destroyed by an incendiary fire shortly before.

This session was far from an harmonious one, the fact developing that the majority of the members of the House were in favor of removing the seat of government from

⁴⁸ See p. 188.

⁴⁹ See p. 190.

⁵⁰ It is interesting to note that the committee was appointed in the act passed, no such committee having been appointed in 1740, when money was voted for enlisting the men to serve in the Carthage expedition, it being provided in the law then enacted that the treasurer of the Colony pay the money directly to the governor; and that the present action was referred to as a precedent in 1754, when the acrimonious dispute was going on between the House of Burgesses and Governor Dinwiddie over the appointment of a similar committee to supervise the expenditure of the money proposed to be voted for the conduct of the war against the French and Indians, Dinwiddie insisting that the expenditure of the money should be wholly under the supervision of the executive and that the appointment of the committee would be a blow at the royal prerogative. (See "Journals of the House of Burgesses, 1752-1755," p. XIX).

⁵¹ See Hening, V, 401-404.

Williamsburg to some point more accessible to the majority of the inhabitants of the Colony, their desire being prevented of accomplishment by the opposition of the governor and the Council. Only five laws⁵² were actually passed by this Assembly, and of these, four were either private laws or local, and one was special, namely, "An act for paying the burgesses wages in money for this present session of Assembly," the last act being similar to those passed for the same purpose at nearly every session of the General Assembly—both before this and after—since the year 1730, when it was enacted that, when the condition of the treasury justified, the burgesses should be paid in money from the central treasury of the Colony—instead of in tobacco, by the counties respectively as was the case before—the burgesses certainly always finding it more convenient to be paid in this way, and it probably, too, being, as always alleged in the preambles of the acts, "a great ease to the poorer sort of people, by lessening the levy by the poll." It was but natural that comparatively prompt payment in a universal currency should be preferred to delayed payment in a local one.

The governor informed the General Assembly in his opening remarks that he would not have called them together till the report of the committee on revival was ready but for the unfortunate fire. It was for getting the means to restore the capitol that the Assembly was called together, and until the new building was ready for occupancy, the governor said, the use of the college building had been tendered for holding meetings of the Assembly and the hustings court building in *Williamsburg* for holding sessions of the General Court.⁵³

In the address drawn up by the House in reply to the governor's opening speech is the first intimation of the design of the House to remove the seat of government. In this address the members of the House assure the governor of their desire to erect a good and sufficient edifice; and they endeavor to win his support by saying that "to lay the foundation of a new city, to raise this building in a place commodiously situated for navigation," would complete the glory of the governor's administration and transmit his "name with the highest lustre to the latest ages." This very skilfully worded address closes with the congratulations of the House on his honor's promotion to the dignity of a baronet.⁵⁴

The House, having maturely considered the matter in committee of the whole, came to several resolutions, in substance as follows: that since *Williamsburg* was remote from the center of population of the Colony and a place unfit for trade and navigation, the seat of government should not be continued there, but that a town should be established on the lands on the *Pamunkey* river then owned by *William Gray* and *New Year Smith*, who should be paid £2,300 current money for their holdings, 400 acres of which should, by a committee appointed for the purpose, be laid out in lots and streets for the town; and that this committee should be empowered to see to the erection there of public buildings costing £12,000. The money was to be raised by a duty of one shilling on each hoghead of tobacco exported from the Colony, a tax of twenty shillings on every coach and chariot, ten shillings on every four wheel chaise, and five shillings on every two wheel chaise. Since the inhabitants of the city of *Williamsburg* would be sufferers from the removal, some allowance should be made them.⁵⁵ A bill was ordered to be brought in pursuant to these resolutions. When the bill, which had the title "A bill for establishing a town on *Pamunkey* river, and other purposes therein mentioned," was reported from the committee, it was fought vigorously at every stage, the unusual liberty being allowed counsel for the city of *Williamsburg* to come before the House and present objections to the Bill; but it was finally passed by a vote of forty-three to thirty-three and

⁵² The five laws passed at this session are not given in full by Hening—only their titles—he having been unable to secure copies of them. Copies are, however, to be found in the Public Record Office, London, with copies of other acts not secured by Hening. It is hoped that these may be printed in a volume supplementary to Hening's collection.

⁵³ See p. 236.

⁵⁴ See p. 239. The title had not long since been conferred on Governor Gooch as a reward for his faithfulness in the administration of the affairs of his office and for his attachment to the House of Hanover.

⁵⁵ See p. 243.

sent to the Council, where, so far as the Journal of the House discloses its fate, no action was taken whatever. Two subsidiary bills were also passed by the House; the first, "For appointing persons to view the places and landings on *Pamunkey* river, and on James river, from the falls to the mouth of *Appamattox*," and the second, "For erecting a building for the preservation of the public records and papers of this Colony."⁵⁶ The purpose of the latter was probably to secure temporary accommodations for use till the completion of the buildings on the *Pamunkey*.

This bill was agreed to with amendment by the Council. Several conferences held on the subject were only promotive of antagonism and bitterness,⁵⁷ the managers from the Council evidently behaving in an overbearing and irritating manner, and, in refusing to reduce to writing at the first meeting their reasons for insisting on their amendment to the House bill, in a manner, as claimed by the House, in conflict with constant parliamentary practice and destructive of the harmony that ought to subsist between the two branches. Nothing could be done to improve the feeling that had arisen, and nothing remained but for the governor to prorogue the Assembly, which he did on the 18th of *April* in a speech made up of a mild homily on the virtues of moderation and of an expression of opinion that the failure of the bill for establishing a town on the *Pamunkey* did not furnish a valid excuse to the House for leaving the Colony unprovided with a proper place for holding the courts of justice. The Assembly was prorogued to the fifth *Thursday* in *July*.

⁵⁶ See p. 248.

⁵⁷ See p. 249.

Assembly of 1748-49.

Governor *Gooch* was a sympathizer with the Council in its stand in reference to the removal of the seat of government; and when it was found that the House as then made up could not be brought to abandon its attempt, he prorogued the Assembly again, and finally, dissolving it, called a new Assembly. A comparison of the lists of members of the House for the two Assemblies shows considerable change in the membership. No doubt the members of the Council, men of influence and usually large land holders in every section of the Colony, had been exerting themselves in the election. Certain it is that the new House, though by no means yet entirely manageable in the matter of removal, was very much more so than was the old. The General Assembly met for its first—and what proved to be its only—session on *October 27, 1748*, and the session continued through *May 11, 1749*, though a long recess was taken from *December 17 to March 2*.

In his opening speech, the governor called attention first to what he considered the prime business to be attended to—the erection of a capitol—recommending strongly *Williamsburg* as its site, and urged harmony and dispatch, giving expression to the opinion that Providence, in putting an end to the war with *France* and *Spain*, had seemed to intervene in the interest of concentration of attention on this most important matter. The other great work to be accomplished was the disposition of the report of the committee for the revival of the laws.

The first matter gave rise, as in the preceding session, to a bitter contest, throughout which and even after its close there were outbreaks of considerable feeling. The House, after considering the governor's speech in committee of the whole, resolved that a bill be brought in on the subject of the removal similar in every respect to the bill brought in at the former session, with the exception that it was resolved that the town be established on the land of *Richard Littlepage* on the *Pamunkey* and that the inhabitants of *Williamsburg* be paid £6,000. A ye and nay vote was not taken on this resolution, and the majority by which it passed is not given; but judging from the fate of the bill brought in, it must have been very narrow. A committee was named to draw up the bill.

All this time excitement ran high. While the committee was still at work framing the bill, Mr *John Blair*, a member of the Council, in a conversation with a member of the House, pointed to Mr *John Robinson, Jr.*, speaker of the House, who happened to pass by, and used the following language: "There goes the man who is at the bottom of this hellish scheme; and has told several lies, and advanced many things that he knew to be false," and more to the same effect. This having been reported to the House, that body promptly passed a resolution that Mr *John Blair* in uttering these false and malicious expressions had highly reflected on the honor of the speaker of the House of Burgesses, and that he be charged before the Council with the words, and that the Council be desired to proceed against him and to inflict the punishment merited by so grave an offense against the House.⁵⁸ A committee was duly appointed to carry up the charge and resolutions to the Council. Fortunately the matter could be amicably arranged. The same day the Council sent a written message to the House to the effect that that body had inquired into the charge, and that Mr *John Blair* had admitted making use of the objectionable expressions, but that he expressed his sorrow therefor, they proceeding rather from a hasty temper than premeditation. The Council hoped, therefore, that there would be no breach between the two chambers to obstruct the transaction of the important business they were met to consider. The House expressed itself as satisfied.

The readiness of the Council to proceed in this matter in accordance with the suggestion of the House had its effect, no doubt, in changing somewhat the sentiment

⁵⁸ See p. 290.

of members of the House on the question of the removal. At any rate, when, the next day, the bill for establishing a town on *Pamunkey* river was reported to the House, though it was a measure which the House after very mature consideration had ordered, it was defeated on its second reading by a vote of forty-one to thirty-six; and on the same day a bill was presented for rebuilding the capitol in the city of *Williamsburg*, and passed by a vote of forty to thirty-eight.⁵⁹ The bill was passed by the Council without amendment, and was one of the first signed by the governor on *December 17*, the day of the adjournment of the Assembly for the recess.

But even thus the fight was not over, being a game of wavering majorities. On *April 10*, after the long recess, a motion was made, and carried by a vote of thirty-eight to thirty-two, that leave be given to bring in a bill for establishing a town near *New-castle*, and erecting public buildings, and for other purposes therein mentioned.⁶⁰ A committee was appointed to bring in the same. The bill was brought in the next day. The vote on its second reading stood forty-two to twenty-nine. A motion that the second reading of the bill be deferred until the following *Tuesday* was defeated, and the bill was ordered engrossed. The next day the bill was passed by a vote of forty to thirty-eight, and sent to the Council, by which, of course, it was promptly rejected. The act for rebuilding the capitol at *Williamsburg* had already been signed by the governor, and this exhibition of returned strength on the part of those favoring a removal was futile.

The strained relations existing between the two chambers shows itself in the following interesting case. Before the adjournment a bill had been introduced into the House for dividing the counties of *Orange* and *Goochland*. After the Assembly came together again in *March*, the exact status of this bill not being readily determined from the Journal of the House, a committee was appointed to search the Journal of the Council. The committee consisted unfortunately in the main of the very men who had been notably active in advocacy of the removal of the seat of government from *Williamsburg*. When this committee demanded the Journal from the clerk of the Council (the Council being then in session), it was informed after a time by him that he had been directed by the Council to say that before any such search would be permitted the Council would have to be informed by message from the House of the appointment of such a committee. When this action was reported, the House sent a message to the Council to inquire whether its clerk acted in this matter on instruction or not. The report was brought back that the Council had made answer that a reply would be sent by a messenger of its own. Accordingly the next day the message, brought by the Council's usual messenger (Mr *Walthoe*, the clerk of the Council), was received that the members of the House had told the clerk of the Council, while the Council was in session, that they had been appointed to make the search, and that the clerk had been directed to make to them the statement quoted. Whereupon the House adopted two resolutions, to the effect: first, that it was the undoubted right of the House to search the Journals of the Council for proceedings of that body on any bill or other matter sent from the House to the Council; and second, that the Council's action was a high infringement of the privileges of the House, tending to interrupt that harmony which should always subsist between the two branches of the law-making body.⁶¹ The next move in the controversy was made by the Council, when the president of that body asked the speaker of the House to inform the Burgesses of the willingness of the Council to "keep up a good correspondence" with the House, and, being apprehensive of the ill effect of the message and the answer which had passed some time before between the two, of its desire that they be erased from the journal of each chamber.⁶² The proposal was agreed to by the House. This occurred on the 28th of *March*.

But the affair was not even yet ended. The day before this seeming reconciliation between the two chambers, namely, on *March* the 27th, the Council had ordered spread

⁵⁹ See p. 301.

⁶⁰ See p. 361.

⁶¹ See pp. 335-337.

⁶² See p. 347.

on its minutes an extended account of the controversy, citing precedents to show that it was the House which had departed from constitutional usage, it having always been the custom when the House wished to know anything contained in the Journals of the Council for a request for specified information to be made, and no right of general inspection of the Council's proceedings having ever before been claimed. It was ordered by the Council that this account of the matter in controversy be published in the *Virginia Gazette*, this action being taken in order that the public might, in coming to a conclusion as to the merits of the dispute, have set before it all the facts in the case and not be left with merely what was given in the printed Journals of the House.⁶³ The publication was delayed in the *Virginia Gazette*, however, for some time;⁶⁴ so that it was not till the 11th of May that it was brought to the attention of the House. William Parks, public printer, immediately summoned before the bar of the House, explained that he had been forced to print the matter by positive order from the Council. It was at once ordered that a message be sent to the Council to acquaint them with the proceedings taken in reference to William Parks, and with the allegations made by Parks in his defence, and to inquire whether the Council had really given the order as asserted. Soon the answer came, delivered by the Council's own messenger, that the Council admitted authorship of the paper complained of and assumed responsibility for the order given to the public printer to publish it in the Gazette. This message being received, it was ordered that a committee be appointed to prepare an answer to it and that the committee withdraw at once for that purpose. This was the last day of the session, however, and very shortly after the appointment of the committee came a message from the governor commanding the immediate attendance of the House in the Council chamber. There in the presence of the members of both chambers his honor signed the acts and resolves that were ready for him, among the number there not being found, of course, the bill for establishing the town on the Pamunkey river, of which since it passed the House and was sent to the Council nothing more was heard.

The governor then made his speech of prorogation. One may well imagine the fullen glances passing between the honorable members of the House and the honorable members of the Council during the delivery of this characteristic speech, made up in part of compliments to the members of the Assembly on the good work done in connection with the revival of the laws and the ordinary legislative routine of the session, and of recommendations to a steadfast continuance in zeal for king, country, and religion.⁶⁵

The governor's commendation of the members of the Assembly for the work accomplished, was deserved to the full. Very soon after the opening of the Assembly the report of the committee appointed to revise the laws was taken under consideration by the House. The report consisted of three parts: first, it recommended the repeal of a number of laws as being obsolete, useless, or otherwise provided for; second, it recommended that certain other laws be allowed to remain in force without amendment; and third, it presented in the shape of bills for the action of the House the other laws then in force, each bill consisting either of a law amended or of two or three laws on the same subject consolidated.⁶⁶ The first two sections of the report were at once agreed to, the committee for courts of justice being ordered to bring in a bill for the repeal of the acts specified in the first section—those specified in the second section remaining in force, of course, of their own virtue. Later on in the session the House determined to transfer one of the laws put by the committee on revival in class two to class one, and accordingly ordered the committee on courts of justice to embrace it in the bill to be handed in for the repeal of the laws that were useless. In course of time the committee reported the

⁶³ It is evident from the wording of this paper that the Journals were printed and distributed from day to day.

⁶⁴ See, in explanation of this delay, "Calendar of State Papers" (Virginia), Vol. I, p. 243.

⁶⁵ In this address Governor Gooch gave notice that his request for permission to return home for the recovery of his health had been granted. Governor Gooch had been in Virginia twenty-two years. His administration may be looked on as a successful one, the result of prudence and diligence rather than of the exhibition of a high order of ability.

⁶⁶ See pp. 277-281.

bill and it was passed. The bills prepared by the committee on revival were introduced into the House from time to time as it suited the convenience of the House, and in their passage subjected to the same forms of procedure as were other bills: they were read the same number of times, sometimes considered in committee of the whole, frequently amended, and in one or two instances thrown out. And when they came to the Council, that body when it thought proper made amendments of its own or rejected the amendments of the House. Hence the passage of any one of these bills was by no means a perfunctory matter. The work done in attending to the whole mass was enormous.

But the committee of revival had considered only permanent and public acts—not temporary or private ones. Hence the committee for courts of justice was obliged at this session, too, to go over the laws to see which were about to expire and to recommend which of these should be continued. This it did, and many of the most important laws on the statute books (notably those for imposing duties on slaves and liquors, and the laws in reference to the inspection of the various articles exported—tobacco in particular) were thus brought up for action.⁶⁷ In addition, the Assembly had to dispose of the vast number of petitions, propositions, and claims which would naturally be presented to an Assembly meeting after a long intermission; and it inherited also much business which had been deferred by the preceding Assembly at its fourth and fifth sessions—both of which had been called for special purposes. Many of the petitions and propositions gave rise to bills (such, for instance, as bills for establishing new ferries and new towns, for disestablishing certain vestries, for removing obstructions in rivers, and for releasing certain lands from the operation of the law of entail, etc.), which had to be fought out in the two chambers and between them.

Not by any means did all the bills introduced pass; and not all of those which did become laws are given by *Hening* in his collection of Statutes at Large, he having failed to find thirty-one of the eighty-nine to which the governor finally affixed his signature.⁶⁸ The fifty-eight which he did include cover three hundred and fifty-nine pages.⁶⁹ They constitute a mass of well digested legislation which is a worthy monument of the ability of the leaders of the Colony at the middle of the eighteenth century.

⁶⁷ See p. 275.

⁶⁸ See *Hening*, VI, 200, 201, 210-212, 214.

⁶⁹ *Hening*, V, 408-558; VI, 9-214.

THE
JOURNAL
OF THE
House of BURGESSES.
AT A
GENERAL ASSEMBLY,

Begun and held at the *Capitol*, in the City of WILLIAMSBURG, the Sixth Day *May*, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE II. by the Grace of God, of *Great-Britain, France, and Ireland*, King, Defender of the Faith, &c. and in the Year of our Lord 1742: Being the First Session of this Assembly.



WILLIAMSBURG:

Printed by WILLIAM PARKS. M,DCC,XLII.

THE
JOURNAL
of the
House of BURGESSES.

Thursday, May 6, 1742.

SEVENTY One Members took the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy; and took and subscribed the Oath of Abjuration, and also subscribed the Test: And the House having attended the Governor, and being returned, Mr *Carter* put the House in Mind of the Governor's Commands to make Choice of a Speaker; and did nominate and recommend Mr *Henry Fitzhugh*, as a Gentleman of known Ability and Integrity, and entirely equal to that Trust.

Then Mr *Conway* proposed Mr *Robinson*, who was Speaker of the former Assembly, and had acquitted himself in the Employment with Honour and Reputation.

And after a Debate, the Question was put by the Clerk; and Mr *Robinson* being chosen Speaker, was conducted to the Chair by Two of the Members.

Ordered, That a Message be sent to the Governor, to acquaint him, that this House had made Choice of a Speaker; and to know his Pleasure, when the House shall attend, to present him: And that Mr *Conway*, Mr *Lewis Burwell*, Mr *Harrison*, and Mr *Richard Randolph*, do carry the said Message.

They accordingly withdrew; and being returned, Mr *Conway* reported, That the Governor was pleased to say, he would signify his Pleasure to the House in that Matter, by a Messenger.

A Message from the Governor was delivered by Mr *Francis*.

Gentlemen,

It is the Governor's Pleasure that the House immediately attend him in the Council-Chamber, and present their Speaker.

The House, in Obedience to the Governor's Commands, went up to the Council-Chamber, and presented their Speaker: And the Governor was pleased to declare his Approbation of their Choice.

Then Mr *Speaker*, in Behalf of the House, petitioned the Governor, That they might enjoy their antient Rights and Privileges: Such as Freedom of Speech and Debate; Exemption from Arrests; and Protections for their Estates. That they may have Power over their own Members; and the sole Right of determining their own Elections. And lastly, for himself, that his Mistakes might not be imputed to the House.

To which the Governor answered, that he should take Care to preserve the House in these and all other their just Rights and Privileges.

And being returned, and the Mace laid on the Table, Mr *Speaker* reported, That the House had attended the Governor in the Council-Chamber: And that he had been pleased

to

to make a Speech to the Council, and this House: Of which he had, to prevent Mistakes, obtain'd a Copy: Which he read, and afterwards delivered in at the Table; where it was again read, and is as follows:

Gentlemen of the Council, M^r Speaker, and Gentlemen of the House of Burgeffes,

AS the Care and Concern of Societies, too numerous for every Man personally to appear, are, by common Consent, vested in a Select Number; and as the Expectation of Faring better under such civil Combinations, than when living separately, is the Origin of all Communities, the great Purpose for which Government was formed, whence all our Laws must take their Rise, and to which all our Consultations must be turned; and this mutual Advantage has been pursued with so much Wisdom and Address by former Assemblies; I am confident you are met together with a firm Resolution to give the like Attention to their Interest, whose Prudence hath led them to make You their Choice; and that by confining your Debates to that single, but significant Question, the Principle upon which my Administration is unalterably fixed, the Good of the Whole, will be equally and zealously your Endeavours.

HENCE the Measure so often approved, in the most material Article of your Concern, will, I presume, be thought to merit your Suffrage, who have been so long the Witnesses, and are now the Judges of its Usefulness.

Gentlemen of the House of Burgeffes,

IN a Letter from their Excellencies the Lords Justices of *Great-Britain*, which shall be laid before you, I am required to recommend to you, as His Majesty's Pleasure, the passing of a Bill, obliging the Masters of all Ships and Vessels trading hither, to pay the Duty of Tonnage in Powder and Ball; and that the Law for that Purpose be made Perpetual.

IN Compliance therefore with what, by His Majesty's Order, is proposed to us, for our Protection, and the Annoyance of the Enemy, you will, I am persuaded, think it necessary to compleat the Repair of our Batteries, and appoint annual Salaries for such Officers and Gunners as shall be deemed sufficient, during the War, to keep Them, and Fort *George*, in a constant Posture of Defence; the Fund which hitherto defray'd those Expenses, not being in Circumstances to bear such Deductions.

THIS, allow me to say, is a Demand, your own Safety, and an Incitement of equal Weight, the Security of any Part of your Country, lays Claim to: And if, when these Appointments come under your Consideration, you shall be disposed to advise with Me, I shall be prepared for you, and on all Occasions be glad to confer with you, in what so evidently tends to your Credit, and will advance your Character; for, your Honour and Prosperity are my only Aim; and my Duty to the King, and my Esteem for the Colony, with the Relation I stand in to it, are the Sentiments which animate and direct all my Actions.

Gentlemen of the Council, and House of Burgeffes,

SINCE People, in the full Enjoyment of their Religious and Civil Rights, can receive no Addition to their Happiness, unless by fresh Tokens of the same Shelter and Protection, let our Behaviour be such, as will Testify the Purity of our Intentions, and Warrant the Continuance of those invaluable Privileges; not doubting, tho' the Sword is unsheathed, and the Prospect at present dark and dubious, but by the Magnanimity of His Majesty's Royal Mind, and the Wisdom of His Councils, we shall soon see His Government and Kingdoms, by the Blessing of GOD, Triumphant over Hostile Power, and Crowned at last with an Happy Peace.

Resolved, That an humble Address be made to the Governor, for his kind and affectionate Speech to the Council, and this House; to congratulate him on his safe Return to his Government from his long and dangerous Expedition against the *Spaniards*; and also

also for the Recovery of his Health: And to assure his Honour that we shall be ready to concur with him in any Measures that tend to the Honour of His Majesty, and the Good and Safety of this Government.

Ordered, That a Committee be appointed to draw up an Address to the Governor upon the said Resolution: And it is referred to Mr *Conway*, Mr *Harrison*, Mr *Lewis Burwell*, and Mr *Nelson*, to prepare and bring in the same.

Resolved, That this House will take the Governor's Speech into Consideration on Monday next.

Ordered, That the Rev. Mr *Thomas Dawson* be appointed Chaplain to this House; and that he attend to read Prayers every Morning, at Ten o'Clock.

Ordered, That *William Francis*, *James Lavie*, *John Collet*, and *Robert Wager*, be appointed Door-keepers to this House; and that they give their Attendance accordingly.

Ordered,

That the House be adjourn'd 'til To-morrow Morning, Ten o'Clock.

Friday, May 7, 1742.

Ordered,

THAT a Committee of Privileges and Elections be appointed, of the following Persons:

Mr <i>Richard Randolph</i> ,	Mr <i>Conway</i> ,
Mr <i>Carter</i> ,	Mr <i>Attorney</i> ,
Mr <i>McCarty</i> ,	Mr <i>Lewis Burwell</i> ,
Mr <i>William Randolph</i> ,	Mr <i>Beverly</i> ,
Mr <i>Power</i> , and	Mr <i>Lomax</i> ,
	Mr <i>Whiting</i> .

And they are to meet and adjourn from Day to Day; and to examine, in the first Place, all Returns of Writs for Electing Burgesses to serve in this present General Assembly, and compare the same with the Form prescribed by Law: And to take into their Consideration, all such Matters as shall or may come in Question, touching Returns, Elections, and Privileges; and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the House. And the said Committee is to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee of Public Claims be appointed, of the following Persons:

Mr <i>Turner</i> ,	Mr <i>Beverly</i> ,
Mr <i>Elligood</i> ,	Mr <i>Ruffin</i> ,
Mr <i>Westwood</i> ,	Mr <i>Hedgman</i> ,
Mr <i>Harmanfon</i> ,	Mr <i>Sweney</i> ,
Mr <i>Scarburgh</i> ,	Mr <i>Wall</i> ,
Mr <i>Bolling</i> ,	Mr <i>Harmer</i> ,
Mr <i>Cargill</i> , and	Mr <i>Mitchell</i> ,
	Mr <i>Thornton</i> .

And they are to meet and adjourn from Day to Day, and take into their Consideration all Public Claims which shall be presented to the House, during this Session; and to report their Proceedings, with their Opinions thereupon, to the House, when they have gone through the said Claims. And all persons that have any Claims, are to deliver them to the Clerk, and he is to deliver the same to the said Committee, of Course. And they are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered,

Ordered, That a Committee for Courts of Justice be appointed, of the following Persons:

	<i>Mr Attorney,</i>
<i>Mr Joseph Gray,</i>	<i>Mr Eppes,</i>
<i>Mr Hutchins,</i>	<i>Mr Harris,</i>
<i>Mr Fantleroy,</i>	<i>Mr William Randolph,</i>
<i>Mr Lomax,</i>	<i>Mr Garnet,</i>
<i>Mr Douglas,</i>	<i>Mr Power,</i>
<i>Mr Cocke,</i>	<i>Mr Waller,</i>
<i>Mr Reddick,</i>	<i>Mr Baker, and</i>

Mr West.

And they are to meet and adjourn from Day to Day, and take into their Consideration, all Matters relating to Courts of Justice, and such other Matters, as shall, from Time to Time, be referred to them; and report their Proceedings. And the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That Five of any of the foregoing Committees, be a sufficient Number to make a Committee.

Ordered, That *Mr Cary* be appointed Clerk to the Committee for Public Claims. And that *Mr Beale* be appointed Clerk to the Committee of Courts of Justice.

Ordered, That a Committee of Trade be appointed, of the following Persons:

	<i>Mr Carter,</i>
<i>Mr Nelson,</i>	<i>Mr Braxton,</i>
<i>Mr Ludwell,</i>	<i>Mr Boufh,</i>
<i>Mr Harmer,</i>	<i>Mr Hutchins,</i>
<i>Mr Richard Randolph, and</i>	<i>Mr Walke.</i>

And they are to meet and adjourn from Day to Day, and take under their Consideration, all Things relating to the Trade of this Colony, and all such Matters, that shall be, from Time to Time, to them referred; and report their Proceedings. And the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That *Mr Webb* be appointed Clerk to the Committee of Trade.

Mr Conway reported, That the Persons appointed, had, according to Order, prepared an Address to the Governor: Which he read in his place, and afterwards delivered in at the Table: Where the same was again twice read, and agreed to by the House, without any Amendment; and is as follows:

SIR,

WE His Majesty's most dutiful and loyal Subjects, the Burgeffes of the Colony and Dominion of *Virginia*, now met in General Assembly, humbly beg Leave to congratulate You upon Your safe and happy Return to this Your Government, from the dangerous Expedition against our professed Enemies the *Spaniards*; and on the Recovery of Your Health, for which we were under the deepest Concern: And at the same Time, to Return You our sincere Thanks, for Your very affectionate and obliging Speech, to the Council, and this House.

IT is with Hearts full of Duty and Gratitude, we acknowledge Your constant and zealous Endeavours for the true Interest and Good of this Colony, during the whole Time of Your wise and steady Administration. And we do assure Your Honour we will, upon all Occasions, be ready to concur with You in any Measures that may tend to the Honour of our most Gracious and Excellent Sovereign, and the Prosperity and Safety of This His most antient Colony: Motives which have always animated and directed Your Actions, and which shall be the constant Rule of Ours.

WE will use our utmost Endeavours to testify the Purity of our Intentions by our Behaviour, and to preserve to us the Continuance of those inestimable Privileges we at present enjoy; firmly relying on the Magnanimity and Wisdom of His Majesty, which,
by

by the Affiftance of GOD, we doubt not, will procure him the Victory over all His Enemies; and, in the End, a happy and lasting Peace.

Ordered, That the faid Addrefs be fairly tranfcribed, and prefented by the whole Houfe.

Ordered, That the Committee who prepared the fame, do wait on the Governor, to know his Pleafure when the Houfe fhall attend, to prefent it.

Resolved, That in all Cafes of controverted Elections, to be heard at the Bar of this Houfe, or before the Committee of Privileges and Elections, the Petitioners do, by themfelves, or by their Agents, within a convenient Time to be appointed, either by the Houfe, or the Committee of Privileges and Elections, as the Matter to be heard fhall be, before the Houfe, or the faid Committee; deliver to the Sitting Members, or their Agents, Lifts of the Perfons intended by the Petitioners to be objected to, who voted for the Sitting Members, giving in the faid Lifts the feveral Heads of Objection, and diftinguifhing the fame againft the Names of the Voters excepted to. And that the Sitting Members do, by themfelves, or their Agents, within the fame Time, deliver the like Lifts, on their Part, to the Petitioners, or their Agents.

Ordered,

That the Houfe be adjourn'd 'til To-morrow Morning, Ten o'Clock.

Saturday, May 8, 1742.

Ordered,

THAT the Report of the Commiffioners appointed, purfuant to an Act of Affembly, made in the Twelfth Year of His Majefty's Reign, *for the Relief of certain Perfons who were Sufferers, in the Lofs of the Records of the County of Nanfemond*, be referred to a Committee: And it is accordingly referred to Mr Reddick, Mr Baker, Mr Simmons, and Mr Joseph Gray.

Mr Conway reported, That the Committee had, according to Order, waited on the Governor, to know his Pleafure when the Houfe fhould attend him with their Addrefs: And that he was pleafed to fay, he would fend a Meffage to the Houfe when he was ready to receive it.

The Houfe being informed, that Mr Henry Downs, a Sitting Member, has been guilty of many fcandalous Practices; of which he has been convicted, and thereupon received condign Punifhment,

Ordered, That the faid Information be referred to the Committee of Privileges and Elections: And that they do examine the Matter thereof; and report the fame, as it fhall appear to them, with their Opinions thereupon to the Houfe.

Ordered, That a Committee of Propofitions and Grievances be appointed, of the following Perfons:

Mr Fitzhugh,	Mr Whiting,
Mr Conway,	Mr McCarty,
Mr Prefly,	Mr Fairfax,
Mr Simmons,	Mr Braxton,
Mr Richard Randolph,	Mr Nelson,
Mr Walke,	Mr Wormley,
Mr Benjamin Harrifon,	Mr Lee,
Mr Carter,	Mr Baylor,
Col. Lewis Burwell,	Mr Carter Burwell,
Mr Digges,	Mr Ludwell,
Mr Woodbridge,	Mr Corbin,
Mr Kennon,	Mr William Gray,
Mr Baffett,	Mr Chifwell, and
Mr Lewis Burwell,	Mr Bland.

And

And that they are to meet and adjourn from Day to Day, and to take into their Consideration, all Propositions and Grievances that shall come legally certified to this Assembly; and report their Proceedings, with their Opinions thereupon, to the House, from Time to Time: And all such Propositions and Grievances are to be delivered to the Clerk of the House, and by him to the said Committee, of Course. And the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

A Petition of Mr *Samuel Buckner*, complaining of an undue Election of Mr *Lewis Burwell*, to serve as a Burgess in this present General Assembly, for the County of *Glocester*.

Also a Petition of Mr *Richard Jones*, complaining of an undue Election of Mr *Joseph Scott*, to serve as a Burgess in this present General Assembly, for the County of *Amelia*.

Also a Petition of Mr *William Andrews*, complaining of an undue Election of Mr *George Douglass*, to serve as a Burgess in this present General Assembly, for the County of *Accomack*; were severally presented to the House, and read.

Ordered, That the several Petitions be referred to the Consideration of the Committee of Privileges and Elections: That they examine the Matter of the said Petitions; and report the same, with their Opinions thereupon, to the House.

A Motion being made, That if any Petition against a Sitting Member, shall be judged frivolous and vexatious, that the Petitioner be compelled to make Satisfaction to the Sitting Member: And the Question being put thereupon, It passed in the Negative.

Resolved, That the said Motion be Rejected.

A Petition of the Inhabitants of *Goochland* County, for appointing a Ferry in the said County, from the Land of *Robert Carter*, over to the Land of *Ashford Hughes*.

Also a Petition of several Inhabitants of the aforesaid County, praying That the Ferry appointed by Law, from *Jacob Michauxe's* Land, on the South Side of *James River*, to the Land on the opposite Side, near the Court-house, may be continued.

Also another Petition from several other Inhabitants, on the South Side of *James River*, to the same Purpose.

Also a Petition of *Thomas Cowles*, Keeper of the Public Ferry over *Chickahominy* River, at *Goodall's*, praying, That the Name of the said Ferry may be altered, and appointed from *Goodall's* to *Hanmer's* Point, or *Williams's*; were severally presented to the House, and received.

Ordered, That the said several Petitions be referred to the Consideration of the Committee of Propositions and Grievances: That they examine into the several Matters thereof; and report the same, with their Opinion thereupon, to the House.

A Petition of *Joseph Anthony*, setting forth, That a Negro Man Slave belonging to the Petitioner, and convicted in *Goochland* Court, of the Murder of a Negro Woman belonging to the Petitioner, had also been the Occasion of the Death of another Negro Woman of the Petitioner's; and praying such Relief, as to this House shall seem fit, was presented to the House. And the Question being put, That the said Petition be received, It passed in the Negative.

Resolved, That the said Petition be Rejected.

Ordered, That Mr *Reddick*, and Mr *Corbin*, be added to the Committee of Trade.

Ordered, That Mr *Waller* be appointed Clerk to the Committee of Propositions and Grievances; and also to the Committee of Privileges and Elections.

Ordered, That the Committee of Courts of Justice, inspect the Journals of the last Session; and prepare and draw up a State of the Matters then depending, and undetermined, and the Progress that was made therein; and report the same to the House. That they do also examine what Laws have expired, since the last Session, and inspect such Temporary Laws, as will expire with the End of this Session, or are near Expiring; and report the same to the House, with their Opinion, which of them are fit to be revived and continued.

Ordered,

That the House be adjourned 'til *Monday* Morning, Eleven o'Clock.

Monday,

Monday, May 10, 1742.

MR. *Speaker* informed the House, That he had in his Hand, the Instructions of the Lords Justices, mentioned in the Governor's Speech; which he had Directions to lay before the House.

A Message from the Governor was delivered by Mr *Francis*.

Mr *Speaker*,

I am commanded by the Governor, to acquaint this House, that his Honour is now ready to receive their Address in the Council-Chamber.

Mr *Speaker*, with the House, went up; and being returned, reported, That he had, with the House, attended the Governor in the Council-Chamber, and presented the Address of this House to him. To which he was pleased to return the following answer:

Gentlemen,

I Return you my sincere and hearty Thanks for your very affectionate Address: If any Thing could make me more sensible of the Obligations I am under, to the great Over-ruler of the World, it would be your kind Congratulations for my Return; which, with the Testimony you are pleased to give to my Constancy, in adhering to the Duties of my Station, I esteem as my great Felicity, and shall be always ambitious of the Credit of having my Conduct so well supported; nor can I have any Doubt of your Readiness to concur with Me in such Measures as will be for the Honour of His Most Excellent Majesty, or the Welfare of This His most antient Colony.

Mr *Conway*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the several Writs for electing of Burgeffes, to serve in this present General Assembly: And had agreed upon a Report; which he read in his Place, and afterwards delivered in at the Table: Where it was again read: And is as follows:

That it appears to this Committee, That the Returns of the several Writs for Electing Burgeffes for the Counties of *Accomack, Amelia, Brunswick, Charles-City, Caroline, Elizabeth-City, Gloucester, Hanover, James-City, Isle of Wight, King and Queen, Lancaster, Middlesex, Norfolk, Northumberland, Orange, Princess-Anne, Prince George, Richmond, Surry, Warwick, and York*: And the Returns of the Writs for Electing a Burgefs at *James-Town*, the College of *William and Mary*, and the Borough of *Norfolk*: And the Return of the Writ for Electing a Citizen for the City of *Williamsburg*, are made in the Form prescribed by Law.

And that the Returns of the several Writs for Electing Burgeffes for the Counties of *Effex, Goochland, Henrico, King William, King George, Nansmond, Northampton, New-Kent, Prince William, Stafford, Spotsylvania, and Westmoreland*, are not made in the Form prescribed by Law.

Ordered, That the Returns of the respective Sherifs of *Effex, Henrico, Goochland, King George, Nansmond, Prince William, New-Kent, Westmoreland, Northampton, Spotsylvania, and Stafford*, be amended by the Clerk, at the Table.

And they were amended accordingly.

Ordered, That the Sheriff of *King William* be sent for, in Custody of the Serjeant at Arms, to amend his Return.

Ordered, That Mr *Fitzhugh*, Mr *Harrison*, and Mr *Fairfax*, be added to the Committee of Privileges and Elections.

Mr *Fitzhugh*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, several Propositions, from several Counties, to them referred: And have come to divers Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

Mr

Mr *Attorney* reported, That the Committee for Courts of Justice, had, according to Order, inspected the Journals of the last Session of Assembly; and prepared and drawn up a State of the Matters then depending, and undetermined, and the Progress that was made therein: Which he read, and afterwards delivered in at the Table; where the same was again twice read: And thereupon,

Ordered, That the Propositions from the Counties of *Effex* and *King George*, for Repealing the Act, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs.

Also the Propositions from the Counties of *Prince William*, *Stafford*, *Westmoreland*, *Richmond*, *King George*, and *Henrico*, for erecting new Warehouses, therein mentioned.

Also, That the Proposition from the County of *Prince William*, for raising the Rents of the Warehouses in that County.

Also, That the Proposal of *Joshua Fry* and *Robert Brooke*, to make an exact Survey of this Colony, and to print and publish a Map thereof; in which shall be laid down the Bay, the navigable Rivers, with their Soundings, Counties, Parishes, Towns, and Gentlemen's Seats, and whatever else is remarkable.

Also, That the Proposition from the County of *King and Queen*, for erecting a new Warehouse on *Thomas Turner's* Land, in that County.

Also, That the Proposition from the County of *Norfolk*, for erecting a new Warehouse at *Bridge Landing*, in that County.

Also, That a Petition of sundry Persons, whose Names are thereunto subscribed, in Behalf of themselves, and others, the Inhabitants of the County of *Prince William*; praying, That a Town might be erected at the Ferry kept on both Sides *Occoquan* River: And also, That the Rents of the Warehouses in the said County, might be increased.

Also, That a Proposition from the County of *Prince William* for erecting a Town at the Head of *Quantico* in that County.

Also, That a Petition of *William Parks*, Printer, recommended by the Governor and Council, to the Consideration of the House, praying, That he might be allowed for printing Inspectors Notes and Books, the same that he formerly agreed for, and received: And also a Motion made, to the same Purpose: Which were severally referred from the last Session of Assembly, to the Consideration of this; be referred to the Committee of Propositions and Grievances.

Ordered, That all Public Claims, referred from the last Session of Assembly, to the Consideration of this, be referred to the Committee of Public Claims.

Mr *Attorney* reported, That the said Committee had also, according to Order, examined what Laws have expired since the last Session of Assembly; and have inspected such Temporary Laws as will expire with, or soon after the End of this Session: And had agreed upon a Report: which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

The Order of the Day being read, the House, upon a Motion, Resolved itself into a Committee of the whole House, to consider of the Governor's Speech: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Fitzhugh* reported, from the Committee, That they had had under their Consideration, all the Parts of the Governor's Speech: And had come to several Resolutions thereupon: but not having Time to draw up the Report, the Committee had directed him to move for Leave to sit again.

Resolved, That this House will resolve itself into a Committee of the whole House, to draw up the said Report, To-morrow.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Tuesday,

Tuesday, May 11, 1742.

Mr. Conway, from the Committee of Privileges and Elections, reported,

THAT they had had under their Consideration, the Information against Mr *Henry Downs*, a Sitting Member, to them referred; and had examined the Matter thereof, and heard the said Mr *Downs*; Whereupon it appeared to the Committee, from the Transcript of a Record of the Court of *Prince George County*, in *Maryland*, produced to the Committee, duly attested by the Clerk, and certified under the Public Seal of the said County, That at a County Court of the Right Honourable the Lord Proprietary of that Province, held at *Marlborough Town*, in and for the County aforesaid, on the Twenty Seventh Day of *June*, One Thousand Seven Hundred and Twenty One, *Henry Downs*, together with *Edward Brown*, and *James Jones*, all of the said County, were indicted of Felony, in stealing one Sheep, of a white Colour, of the Price of Ten Shillings, the property of a certain Person unknown, on the Twenty Ninth Day of *August* then last past, at a Place called the Chapel, in that County: And that the said *Downs*, upon his Arraignment, the same Twenty Seventh Day of *June* aforesaid, did confess himself guilty of the Felony and Theft, so as aforesaid laid to his Charge, and put himself upon the Grace and Mercy of the Court. And thereupon, it was considered by that Court, that the same *Henry Downs*, by the Sheriff of that County, from the Bar to the Whipping-Post, should be taken; and there being stripped naked, from the Waist upwards, receive on his bare Back Fifteen Lashes well laid on, by the Sheriff aforesaid, so that the Blood appear: And that after the Whipping aforesaid, the said *Henry Downs*, by the Sheriff aforesaid, be put on the Pillory, for and during the Space of Half an Hour. And afterwards, the said *Henry Downs*, the same Twenty Seventh Day of *June* aforesaid, was, with the Consent of one *Jacob Henderson*, Clerk, (his Master) sold by the Court aforesaid, for One Year and Nine Months, to one *John Middleton*, Planter, to discharge the Fees of the Conviction aforesaid. But the said *Henry Downs*, the Sitting Member, denied, before the Committee, that he was the same *Henry Downs* mentioned in the said Record: But it appeared to the Committee, from the Testimony of several Gentlemen, Members of this House, That the said *Henry Downs*, the Sitting Member, had lately confessed himself to be the same *Henry Downs*, mentioned in the Record aforesaid. Therefore, upon the Whole, the Committee had come to several Resolutions; which he read in his Place, and afterwards delivered in at the Table; where the same was read.

And the said Mr *Henry Downs* was heard in his Place, and withdrew.

Then the Resolutions of the said Committee were again read, and agreed to, by the House, *Nemine Contradicente*, as follows:

Resolved, That the said *Henry Downs* having been convicted of Felony and Theft, and punished, as aforesaid, is unworthy to sit as a Member in this House.

Resolved, That the said *Henry Downs*, for the Causes aforesaid, be expelled this House.

Resolved, That the said *Henry Downs* be disabled to Sit and Vote as a Member of this House, during this present General Assembly.

Several Petitions from several Inhabitants of the County of *Westmoreland*, not being certified, were presented to the House. And the Question being put, That the said Petitions be received, It passed in the Negative.

Resolved, That the said Petitions be Rejected.

A Petition of *Hugh West*, Proprietor of the Warehouses, at *Hunting-Creek*, in the County of *Prince William*, praying, That the Rent of the said Warehouses be raised.

Also, a Petition of *Richard Higgins*, of the aforesaid County, praying some Allowance from this House, for two white Servants enlisted to serve in the last Expedition; which the Clerk having omitted to certify, by Mistake, were presented to the House, and received.

Ordered,

Ordered, That the said Petitions be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matters thereof; and report the same, with their Opinion thereupon, to the House.

A claim of *John Shelton*, of the County of *Hanover*, which was certified and returned to the last Session of Assembly, and Rejected by the Committee of Public Claims, through the Neglect of the Clerk of the said County, in not certifying, that a Warrant of Outlawry was issued against a Negro Wench, therein mentioned, was presented to the House, and received.

Ordered, That the said Claim be again referred to the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr Carter reported, from the Committee of Trade, That the Committee had had under their Consideration, several Matters: And that they had agreed upon a Report; which he read in his Place, and afterwards delivered in at the Table; where the same was again twice read, and agreed to, by the House, with an Amendment, as follows:

Resolved, That all Pork and Beef, packed in this Colony, and imported from *Carolina*, or any other Place, be inspected, weighed, and stamped, by sworn Officers, before the same shall be shipped for Exportation.

Ordered, That the Committee of Trade do prepare and bring in a Bill, pursuant to the said Resolution.

Mr Conway, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Petition of *Mr Richard Jones*, to them referred, complaining of an undue Election and Return of *Mr Joseph Scott*, to serve as a Burgess in this present General Assembly, for the County of *Amelia*; and had partly heard, as well the Petitioner, as Sitting Member, by their Council: And had come to divers Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same were again twice read; and with an Amendment to one 12 of them, agreed to, by the House.

Resolved, That the Persons who voted at the said Election, whose Freeholds are questioned, either by the Petitioner, or Sitting Member, be examined, upon Oath, before the Sheriff of *Amelia*, whether they be Freeholders, or not; except such of them as did swear to their Freeholds at the Election.

Resolved, That the Petitioner and the Sitting Member be at Liberty to examine Witnesses, before the Sheriff of *Amelia*, as to the Freeholds of any Persons who voted at the Election; although such Persons swore to their Freeholds at the Election, or shall swear to the same before the Sheriff.

Resolved, That as well the Petitioner as Sitting Member do, at least Four Days before the Examination of their Witnesses, deliver to each other a List of the Names of the Voters objected to: And that it be an Instruction to the Sheriff to examine how long such Voters have been in Possession of, and paid Quit-Rents for the Lands or Tenements, in Right of which they voted at the Election: And that he return the Examination to the Committee on *Wednesday* come Fortnight.

Ordered, That *Mr Scott* have Leave to absent himself from the Service of this House 'til *Wednesday* come Fortnight.

A Petition of *Abraham Abney*, was presented to the House, and read, setting forth, That he hath for some Time past, experienced a safe, easy, and speedy Cure of the Cancer, by some Simples of the Natural Growth of this Colony; which he has the utmost Reason to believe a certain Remedy, in the most inveterate Case of that Sort. That he apprehends the Discovering such a Secret must be of general Benefit to the Public; and as such, will merit the Consideration of this House. And praying, That upon his giving proper Satisfaction of the Usefulness and Efficacy of the Method of his Cure, this House will give him such Encouragement and Reward, as they shall think reasonable.

Ordered, That the said Petition do lie on the Table, for the Perusal of the Members.

A Petition of Mr *Thomas-Wright Belfield*, complaining of an undue Election of Mr *Henry Downs*, and Mr *Robert Slaughter*, to serve as Burgeffes in this present General Assembly, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Privileges and Elections: And that they do examine into the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Upon a Motion made, the House Resolved itself into a Committee of the whole House, to draw up the Report of the said Committee, in Answer to the Governor's Speech: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Fitzhugh* reported, from the Committee, That they had, according to Order, drawn up the Report; which he read in his Place, and then delivered it in at the Table; where the same was again twice read, and agreed to, with Amendments, as follows:

Resolved, That the Act, *for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, ought to be further continued, with Amendments.

Resolved, That the passing a Bill, for obliging all Masters of Ships, and other Vessels trading hither, to pay the Duty of Tonnage in Powder and Ball, will be attended with great Inconvenience, and will not be for His Majesty's Service, or any Advantage to this Colony.

¹³ *Resolved*, That the repairing our Batteries, and appointing annual Salaries for such Officers and Gunners as shall be deemed sufficient, during the War, to keep them and Fort George in a constant Posture of Defence, is necessary.

Resolved, That the Expence of the said Repairs and Salaries, ought to be defrayed out of the Duties appropriated, by Act of Assembly, for that Purpose: And that an Address be made to the Governor, that he will give Directions to the proper Officers to lay before this House, a true State of those Duties.

Ordered, That Mr *Fitzhugh*, Mr *Carter*, Mr *Attorney*, Mr *Richard Randolph*, Mr *Nelson*, Mr *Wormley*, and Mr *Ruffin*, do prepare and bring in a Bill, pursuant to the Resolution, for continuing the Act, *For amending the Staple of Tobacco; and preventing Frauds in His Majesty's Customs*, with Amendments. And that it be an Instruction to the said Committee, to reduce the several Acts made for that Purpose into one Bill.

Ordered, That Mr *Carter*, and Mr *Richard Randolph* do wait on the Governor with the Address, pursuant to the Resolution for that Purpose.

Mr *Fitzhugh* reported, That the Committee of Propositions and Grievances had had under their Consideration, divers Propositions from several Counties, to them referred: And had come to several Resolutions thereupon; which he read in his Place, and then delivered it in at the Table; where the same were again twice read, and agreed to, by the House, as follows:

Resolved, That the Proposition from the County of *York*, for further continuing the Act, intituled, *An Act, For amending the Staple of Tobacco; and preventing Frauds in His Majesty's Customs*, is reasonable.

Resolved, That the Propositions from the Counties of *Lancaster*, *King George*, *Effex*, *Orange*, and *York*, for Repealing the Act, intituled, *An Act For amending the Staple of Tobacco; and preventing Frauds in His Majesty's Customs*, be Rejected.

Resolved, That the Propositions from the Counties of *Lancaster*, *Northumberland*, and *Northampton*, for Reviving the Act, intituled, *An Act for Destroying Crows and Squirrels in the Northern Neck, and the Eastern Shore*, are reasonable.

Ordered, That Mr *Conway*, Mr *Mitchell*, Mr *Presly*, Mr *Blackwell*, Mr *Harmanson*, and Mr *Eyre*, do prepare and bring in a Bill, pursuant to the said Resolution.

Then a Motion was made, That it be an Instruction to the said Committee, to make the said Bill a general Bill. And the Question being put thereupon, It passed in the Negative.

Resolved, That the said Motion be Rejected.

A Petition of *Frances Greenhill*, was presented to the House, and read; praying, That Leave may be given, to bring in a Bill, to enable her to sue, and be sued, as a Feme Sole,

Sole, in Case her Husband is now living (who hath left her upwards of Twenty Years:) And also to enable her to sell and dispose of her Lands, and other Estate, by Deed or Will, in the same Manner as a Feme Sole may, by Law.

Ordered, That Mr Attorney do prepare and bring in a Bill, according to the Prayer of the said Petition.

A Petition of the Mayor, Recorder, Aldermen, and Common-Council Men, of the City of *Williamsburg*, was presented to the House, and read; praying, That Leave may be given to bring in a Bill, as well for explaining and declaring the Qualifications of Persons, entitled by the Charter of the said City, to vote at an Election of a Citizen for the said City, as enlarging the Jurisdiction of the Courts of *Hustings*, within the same.

Ordered, That Mr Harmer and Mr Attorney do prepare and bring in a Bill, according to the Prayer of the said Petition.

Ordered,

That the House be adjourned 'til To-morrow Morning, Eleven o'Clock.

Wednesday May, 12, 1742.

AN absent Member having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and subscribed the Test, was admitted to his Place in the House.

The House being informed, that the Sheriff of *King William* attended at the Door in Custody, to amend the Return of the Writ for electing a Burgess to serve in this present General Assembly, for the said County:

Ordered, That he do amend his Return; and that he be discharged from any further Attendance.

Mr Carter reported, That the Persons appointed, had awaited on the Governor with the Address, pursuant to the Resolution for addressing him, to give Directions to the proper Officers, to lay before this House a true State of the Duties appropriated by Act of Assembly, for repairing our Forts: And that he was pleased to answer, an Account should be laid before this House.

Ordered, That Mr Ruffin be added to the Committee of Trade.

A Petition of *Zachary Lewis*, was presented to the House, and read; praying an Allowance for *Sacco*, a Negro Slave, belonging to him, who having murdered his Overseer, and fled to avoid Punishment, was found to have hanged himself.

Ordered, That the said Petition be referred to the Committee of Public Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

A Petition of Mr *Landon Carter*, complaining of an undue Election and Return of Mr *William Fantleroy*, to serve as a Burgess in this present General Assembly, for the County of *Richmond*, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Privileges and Elections: That they examine into the Matter thereof; and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

A Petition of *Martha Catlet*, Widow and Administratrix of *Thomas Catlet*, late of the County of *Caroline*, deceased, was presented to the House, and read; praying, that Leave be given to bring in a Bill, to enable her, or such other Person, as the House shall think fit, to sell and dispose of 300 Acres of Land, or thereabouts, lying on *Rappahannock* River, in *King George* County; which the said *Thomas*, in his Life-time, purchased of Col. *William Woodford*, in order to pay and satisfy the Debts of the said *Thomas*, the Personal Estate left by him, not being sufficient to discharge the same.

Ordered, That Leave be given to bring in a Bill, according to the Prayer of the said Petition: And that Mr Carter do prepare and bring in the same.

A Petition of the Inspectors at *Wainwright's* Warehouse, in *Isle of Wight* County, was presented to the House. And the Question being put, that the said Petition be received, It passed in the Negative.

Resolved, That the said Petition be Rejected.

A Petition of the Justices of the County of *Isle of Wight*, was presented to the House, and read: praying an additional Rent for the Warehouses at *Wainwright's*, in order to reimburse them the Charge of building Three new Ones there.

Ordered, That the said Petition be referred to the Committee of Public Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

The House proceeded to the Consideration of the Report made on *Monday* last, from the Committee of Propositions and Grievances; And the same being twice read, was agreed to by the House, as follows:

Resolved, That the Propositions from the Counties of *Richmond*, *Stafford*, *Prince William*, and *Prince George*, for further continuing an Act, intituled, An Act, *For amending the Staple of Tobacco; and preventing Frauds in His Majesty's Customs*, are reasonable.

Resolved, That the Proposition from the County of *King and Queen*, for repealing the Act, intituled, An Act, *For amending the Staple of Tobacco; and preventing Frauds in His Majesty's Customs*, be rejected.

Resolved, That the Proposition from the County of *Richmond*, for obliging Inspectors to certify in their Notes, the particular Quality of the Tobacco in every such Note mentioned, be Rejected.

Resolved, That the Proposition from the County of *Surry*, for prohibiting Servants and Slaves to trade, deal, or make Crops for their own Use; and to restrain their Masters from giving them a Licence for that Purpose, be Rejected.

The House also proceeded to the Consideration of the Report from the Committee of Courts of Justice, touching such Laws as have expired since the last Session of Assembly; and such Temporary Laws as will expire with, or soon after the End of this Session of Assembly. And the same being twice read, Part thereof was agreed to, by the House, as follows:

Resolved, That the Act, *for the better Security of the Country in the present Time of Danger*, which will expire the 22d Day of *May*, in the Year of our Lord 1743, ought not to be further Continued.

Resolved, That the Act, *for laying a Duty on Liquors*; and the Act, *for laying a Duty upon Slaves, to be paid by the Buyers*; which have been Continued and Amended by several subsequent Acts; And also one other Act, *for laying an additional Duty upon Slaves, to be paid by the Buyers*; and, *for encouraging Persons to enlist in His Majesty's Service; and for preventing Desertion*, so far only as relates to the additional Duty upon Slaves; which several Acts will Expire on the First Day of *July*, in the Year of our Lord 1744, ought to be further Continued.

Resolved, That the Act, *for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*; which has been Continued and Amended by several subsequent Acts, and will Expire on the Ninth Day of *November* next ensuing, ought to be further Continued, with Amendments.

Resolved, That the Act, *for appointing a Treasurer*, which will Expire at the End of this Session, ought to be Continued.

Resolved, That the Act, *for allowing Fairs to kept in the Town of Fredericksburg*, which will expire at the End of this Session of Assembly, ought to be Continued with Amendments.

And to the Resolution of the said Committee, That the Act *for prolonging the Time for bringing Tobacco to the Publick Warehouses, and for Sale of Transfer Tobacco*, which is Expired, ought to be Revived during the present Inspection. The House disagreed.

Resolved, That the said Resolution be Rejected.

Ordered,

Ordered, That a Bill or Bills be brought in, pursuant to the said Resolutions agreed to, by the House. And that the Committee for Courts of Justice do prepare and bring in the same.

A Motion was made, That Leave be given to bring in a Bill, to prevent Servants from making Crops of Tobacco, and carrying the same to the Warehouses in their own Names; And the Question being put thereupon, It passed in the Negative.

Resolved, That the said Motion be Rejected.

Mr *Conway* reported, from the Committee of Privileges and Elections, That the Committee had had under their Consideration the Petition of Mr *Samuel Buckner*, to them referred, complaining of an undue Election and Return of Mr *Lewis Burwell*, to serve as a Burgess in this present General Assembly, for the County of *Glocester*: And had partly heard, as well the Petitioner, by his Council, as the Sitting Member; and had agreed upon a Report: Which he read in his Place, and afterwards delivered in at the Table; where the same was again twice read, and agreed to, by the House, as follows:

Resolved, That the Persons who voted at the said Election, whose Freeholds are questioned, either by the Petitioner, or Sitting Member, be examined upon Oath, before the Sheriff of *Glocester*, whether they be Freeholders, or not, on *Thursday* Se'ennight, at the Court-house: The Petitioner, and the Sitting Member, giving each other Lists of the Names of the Voters objected to, at least three Days before the Examination.

Resolved, That the Petitioner, and Sitting Member, be at Liberty to examine Witnesses before the Sheriff of *Glocester*, at the Day and Place aforesaid, as to the Freeholds of any Persons who voted at the Election, although such Persons shall swear to the same before the Sheriff. And that the Sheriff return the Examination to the Committee, on *Monday* Se'ennight.

Mr *Conway* also reported, from the said Committee, That they had had under their Consideration, the Petition of Mr *Thomas-Wright Belfield*, to them referred, complaining of an undue Election and Return of Mr *Henry Downs*, and Mr *Robert Slaughter*, to serve as Burgesses in this present General Assembly, for the County of *Orange*: And had partly heard as well the Petitioner, by his Council, as Mr *Slaughter*, the Sitting Member: And had come to a Resolution thereupon; which he read in his Place, and then delivered in at the Table; where the same being again twice read, was agreed to, by the House, with an Amendment, as follows:

Resolved, That the Petitioner, and Sitting Member, be at Liberty to examine Witnesses before *George Taylor*, and *Edward Spencer*, Gentlemen, Justices of the Peace for the County of *Orange*, or either of them, at the Court-house of that County, as to the subject Matter of the said Petition. And that the said Justices, or either of them, return the Examination to the Committee, on this Day Three Weeks.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, for repealing the Act, intituled, An Act, *For the better Security of the Country in the present Time of Danger*. And that the Committee for Courts of Justice do prepare and bring in the same.

Mr *Fitzhugh* reported, from the Committee of Propositions and Grievances, That the Committee had had under their Consideration, divers Propositions from several Counties, to them referred: And had come to several Resolutions thereupon; which he read in his Place, and then delivered in at the Table.

Ordered, That the said Report do lie on the Table.

An Account of the Inspectors of *Bowler's* Warehouse, in the County of *Essex*, of Tobacco burnt in the said Warehouse, was presented to the House, and received.

Ordered, That the said Account be referred to the Committee of Public Claims: And that they do examine the Matter thereof: and report the same, with their Opinion thereupon, to the House.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday,

Thursday, May 13, 1742.

A Petition of *Matthew Wills*, of *Warwick County*, praying, That a Ferry might be appointed from *Mulberry-Island Point*, in the said County, to *Cocket's*, in *Isle of Wight County*.

Also a Petition of *William Hardy*, of *Isle of Wight County*, praying, That a Public Ferry may be appointed from *Cocket's*, in *Isle of Wight County*, over to *Mulberry-Island Point*, in *Warwick County*; were severally presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine into the several Matters thereof; and report the same, with their Opinion thereupon, to the House.

Mr Carter, from the Committee of Trade, reported, That they had had under their Consideration, the Laws now in Force, relating to the Exportation of Pitch and Tar: And that they had come to a Resolution thereupon; which he read in his Place, and then delivered it in at the Table; where the same was again read, and agreed to, with an Amendment, as follows:

Resolved, That the Act made in the Fourth Year of the Reign of *Queen Anne*, *For ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch*; as to so much thereof, as relates to the Penalties laid upon Persons exporting or offering for Sale or Barter, Tar or Pitch, in Barrels of less Size than by that Act limited, or not filled with clean Tar, or true made Pitch; ought to be amended.

Ordered, That the Committee of Trade do prepare and bring in a Bill, pursuant to the said Resolution.

A Motion was made, That Leave be given to bring in a Bill, for amending the Act, intituled, *An Act, For the better Regulation of the Militia*. And the Question being put thereupon, It passed in the Negative.

Resolved, That the said Motion be rejected.

A Petition of *John and Gerrard Alexander*, was presented to the House, and read; praying, That an Act may be passed, for vesting in them, the Fee-Simple and Inheritance of certain Lands therein mentioned, of which they are severally seised in Fee Tail; in order to make Provision for their younger Children.

Ordered, That *Mr Fitzhugh* do prepare and bring in a Bill, pursuant to the Prayer of the said Petition.

The House proceeded to the Consideration of the Report of the Committee of Propositions and Grievances, made on *Wednesday* last; and went through Part thereof: Which being twice read, was agreed to, with an Amendment, by the House, as follows:

Resolved, That the Proposition from the County of *Stafford*, for altering the Method of Trying Actions, brought on Accounts by Practicers of Physick, be Rejected.

Resolved, That the Proposition from the County of *Lancaster*, for permitting Recoveries to be made, for Wagers won on Horseracing, to the Value of Five Pounds, or One Thousand Pounds of Tobacco, and the Service of the Petition and Summons in Suits for recovering small Debts, be limited to Three Days only, be Rejected.

Resolved, That the Proposition from the Counties of *King George*, *King William*, and *Stafford*, for holding Quarterly Courts, and to oblige the Justices to attend such Courts, be Rejected.

Resolved, That the Proposition from the County of *Orange*, to oblige Owners of convicted Servants, to defray the Expence upon Criminal Prosecutions against such Servants, be Rejected.

Resolved, That the Proposition from the County of *Orange*, for exempting the County from any loss which may happen, by Occasion of a Debtors breaking Prison, be Rejected.

Resolved,

Resolved, That the Proposition from the County of *Orange*, to prevent Drovers of Cattle from the Southward through this Colony to the Northward, from driving away with them the Cattle of the Inhabitants of the Counties through which they pass, is reasonable.

Resolved, That the Proposition from the County of *Orange*, for preventing for the future, the Obstruction of small Rivers, by raising Mill-Dams across the said Rivers, by which the Passage of Fish may be hindered, is reasonable.

Resolved, That the Proposition from the County of *Nansemond*, for explaining so much of the Act made in the Fourth Year of the Reign of her late Majesty Queen Anne, intituled, An Act, *For preventing Frauds in the Customs, and in clearing of Ships; for ascertaining Collectors and Naval Officers Fees; and to prohibit and prevent the Casting of Ballast, and dead Bodies into Rivers and Creeks*, as relates to the Collectors and Naval Officers Fees, is reasonable.

Upon Consideration of a Grievance from the County of *King and Queen*, concerning Water-Mills,

Resolved, That the Act made in the Fourth Year of the Reign of her late Majesty Queen Anne, *For Encouragement of building Water-Mills*, be amended.

Resolved, That the Proposition from the County of *Prince William*, for dividing that County by a Line to be drawn from the Head of *Chappowamick*, to the Head of *Difficult Run*, be Rejected.

Resolved, That the Proposition from the County of *Prince William*, for dividing that County, in the same Manner, as the Parishes in the said County are divided, is reasonable.

Resolved, That the Proposition from the Borough of *Norfolk*, for obliging Seafaring Men, being House-keepers in this Colony, to pay Public, County, and Parish Levies, is reasonable.

And to the Resolution of the Committee, That the Proposition from the County of *Effex*, for declaring what Number of Vestrymen may be sufficient to hold a Vestry, or make an Order; and for dissolving all Vestries once in Seven Years, and electing new Vestries, be Rejected. Upon which a Debate arose; and the Question being put, the House divided. No's go forth:

Yea's, 18	} The House disagreed.
No's, 49	

Ordered, That the further Consideration of the said Report be referred 'til To-morrow.

Mr *Fitzhugh* reported, That the Committee of Propositions and Grievances had had under their Consideration, divers Propositions from several Counties, to them referred: And had come to several Resolutions thereupon; which he read in his Place, and then delivered it in at the Table.

Ordered, That the said Report do lie on the Table.

Ordered,

That the House be adjourned 'til To-morrow Morning, Eleven o'Clock.

Friday May 14, 1742.

AN Account from the Inspectors of *Wainwright's* Warehouse, in the County of *Isle of Wight*, of Tobacco burnt in the said Warehouse, was presented to the House.

Ordered, That the said Account be referred to the Consideration of the Committee of Public Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

The House proceeded to the further Consideration of the Report from the Committee of Propositions and Grievances, made on *Wednesday*: And the same was read, and Part thereof agreed to, by the House; and is as follows:

Resolved, That the Proposition of the Borough of *Norfolk*, for allowing the Inhabitants of that Borough to discharge their Public Dues in Money, at a certain Rate to be set by the said County Court Annually, is reasonable.

And

And to the Resolution of the Committee, That the Proposition from the Borough of *Norfolk*, for allowing the Court of Huftings of that Borough the fame Jurisdiction as the Court of Huftings in the City of *Williamsburg*, is reasonable, The Houfe difagreed.

Ordered, That a Bill be brought in, purfuant to the Proposition from the County of *Effex*, for declaring what Number of Veftrymen may be fufficient to hold a Veftry, or make an Order; and for diffolving all Veftries once in Seven Years, and electing new Veftries. And it is referred to the Committee of Propositions and Grievances to prepare and bring in the fame.

Ordered, That a Bill or Bills be brought, purfuant to all the other Resolutions agreed to, by the Houfe: And that the Committee of Propositions and Grievances do prepare and bring in the fame.

The Houfe proceeded to the Confideration of the Report from the Committee of Propositions and Grievances, made Yefterday: And the fame was read, and Part thereof was agreed to, by the Houfe, as follows:

Resolved, That the Propositions from the Counties of *Richmond* and *Northumberland*, for repealing fo much of the Aft made in the Thirteenth Year of His Majefty's Reign, intituled, An Aft, *For the better Security of the Country in the prefent Time of Danger*, as relates to the difcipling and exercifing of the Militia, are reasonable.

Resolved, That the Proposition from the County of *Accomack*, for reviving the Aft, *For destroying Crows and Squirrels in the Northern Neck, and on the Eastern Shore*, is reasonable.

Resolved, That the Proposition from the County of *Accomack*, for repealing the Aft, *obliging Conftables to view Tobacco Fields*, be Rejected.

Resolved, That the Proposition from the County of *Accomack*, for difcontinuing Patrollers in that County, be Rejected.

Resolved, That the Proposition from the County of *Accomack*, for obliging Vagrants to fatisfy their Levies by Servitude, be Rejected.

Resolved, That the Proposition from the County of *Accomack*, for obliging County Court Clerks to draw Indentures for binding out poor Orphans, without Fee or Reward, be Rejected.

Resolved, That the Proposition from the County of *Accomack*, allowing Juftices of the Peace to iffue Executions againft the Bodies of Debtors, not being Freeholders, on Judgments obtained before them, be Rejected.

Resolved, That the Propositions from the Counties of *Accomack*, and *Spotsylvania* for holding a Debtor to Bail, on Suits brought for the Recovery of fmall Debts, be Rejected.

Resolved, That the Proposition from the County of *Spotsylvania*, for allowing Copies of Store Accounts, proved in the Court of the County where the Merchant refides, and certified by the Clerk, to be given in Evidence on the Trial of Suits brought on fuch Accounts, be Rejected.

Resolved, That the Proposition from the County of *Spotsylvania*, for allowing a Lawyer's Fee, of Seven Shillings and Six Pence, to be taxed in the Cofts, in all Suits brought by Petition, be Rejected.

Resolved, That the Proposition of the Freeholders and Inhabitants of the Town of *Fredericksburg*, to prevent the building Wooden Chimnies, and for pulling down fuch as are built; and to refrain Hogs from going at large in the faid Town, is reasonable.

Resolved, That the Proposition from the County of *Orange*, for amending the Aft, intituled, An Aft, *To refrain the keeping too great a Number of Horses and Mares; and for amending the Bred*, be Rejected.

Resolved, That the Petition of *Richard Higgins*, to be paid for Two Servants inlifted for Soldiers in the late Expedition againft the *Spaniards*, be Rejected.

Resolved, That the Petition of *Thomas Cowles*, Keeper of the Public Ferry over *Chickahominy* River, at *Goodall's*, for altering the Name of the faid Ferry, and appointing it from *Goodall's* to *Hanmer's Point*, or *Williams's*, is reasonable.

Resolved,

Resolved, That the Proposition from the County of *Prince William*, for Erecting a new Warehouse for Inspecting Tobacco, on the Land of the Hon. *Thomas Lee*, Esq; at the Falls of *Patowmack*, is reasonable.

Resolved, That the Proposition from the County of *King George*, for Erecting a new Warehouse for Inspecting Tobacco, on the Land of Mr *George Morton*, in that County, is reasonable.

Resolved, That the Proposition from the County of *Isle of Wight*, for Erecting a new Warehouse on the East Side of *Pagan Creek*, opposite to the Inspection at *Wainwright*, in that County, to be under one Inspection, is reasonable.

Resolved, That the Proposition from the County of *Orange*, for Erecting a new Warehouse for Inspecting Tobacco, at the Falls of *Rappahannock*, on the Land of Mr *Francis Thornton*, be Rejected.

And to the Resolution of the Committee, That the Proposition from the County of *Accomack*, for providing Seals for the several Courts of Record in this Colony, be Rejected.

Also to another Resolution of the Committee, That the Proposition from the County of *Effex*, for enabling the Justices of the County Courts to make Contracts for building Bridges, and making Causeways, to be paid for by Annual Payments, that may be binding on themselves, and their Successors,

The House disagreed.

Ordered, That a Bill be brought in, pursuant to the Proposition from the County of *Accomack*, for providing Seals for the several Courts of Record in this Colony.

Also a Bill, pursuant to the Proposition from the County of *Effex*, for enabling the Justices of the County, to make Contracts for building Bridges, and making Causeways, by Annual Payments, that may be binding upon them, and their Successors. And it is referred to the Committee of Propositions and Grievances to prepare and bring in the same.

Ordered, That it be an Instruction to the Committee appointed to bring in a Bill, for continuing the Act, intituled, An Act, *For amending the Staple of Tobacco; and preventing Frauds in His Majesty's Customs*, with Amendments, to receive a Clause or Clauses, pursuant to the several Resolutions, for appointing a Warehouse on the Land of the Hon. *Thomas Lee*, Esq; at the Falls of *Patowmack*, in *Prince William* County: Also for appointing a new Warehouse on the Land of Mr *George Morton*, in *King George* County: And also for appointing a new Warehouse on the East Side of *Pagan Creek*, in *Isle of Wight* County, opposite to the Inspection at *Wainwright's*, in that County, to be under one Inspection.

Also, That it be an Instruction to the Committee appointed to bring in a Bill, for continuing the Act, intituled, An Act, *For allowing Fairs to be kept in the Town of Fredericksburg*, with Amendments, to receive a Clause or Clauses, pursuant to the Resolution, for preventing the building of Wooden Chimnies, and for pulling down such as are already built; and for restraining Hogs from going at large in the Town of *Fredericksburg*.

And also, That it be an Instruction to the said Committee, to receive a Clause or Clauses for restraining Hogs from going at large, in the Town of *Urbanna*.

Ordered, That the Committee of Propositions and Grievances do prepare and bring in a Bill or Bills, pursuant to all the other Resolutions agreed to, by the House.

A Bill for settling certain Lands, Part of the Estate of *Thomas Catlet*, deceased, for the Payment of his Debts, was presented to the House, and read the first Time.

Ordered, That the said Bill be read a second Time immediately: And it was accordingly read a second Time.

Ordered, That the said Bill be committed to Mr *Carter*, Mr *Turner*, Mr *Waller*, Mr *Thornton*, Mr *Baylor*, and Mr *Lomax*: And that they do examine into the Allegations thereof; and report the same, with their Opinion thereupon, to the House.

A Petition of *Elizabeth Kee*, setting forth, That her Husband was slain in the late Expedition against the *Spaniards*, at *Carthagera*; and praying, such a Substinance, as to this House shall seem fit, was presented to the House, and read.

Ordered,

Ordered, That the said Petition be referred to the Committee of Public Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr *Fitzhugh* reported, That the Committee of Propositions and Grievances had had under their Consideration, divers Propositions from several Counties, to them referred: And had come to several Resolutions thereupon; which he read in his Place, and then delivered it in at the Table.

Ordered, That the said Report do lie on the Table.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Saturday, May 15, 1742.

A Bill to enable *Frances Greenhill* to sell and dispose of certain Lands, and other Estate, by Deed or Will, notwithstanding her Husband, *Joseph Greenhill*, shall happen to be living; and for other Purposes therein mentioned, was read the first Time.

Ordered, That the said Bill be read a second Time.

A Petition of *Elizabeth Moff*, setting forth, That her Husband, who served as a Lieutenant in the late Expedition against the *Spaniards*, died soon after his Arrival at *Jamaica*; praying, That this House will make such Provision for her Support, as they shall think fit.

Also a Petition of *Rebecca Jones*, setting forth, That her Husband being enlisted to serve as a Soldier in the late Expedition against the *Spaniards*, died at *Jamaica*; and praying such Relief, as to this House shall seem fit.

Ordered, That the said Petitions be referred to the Committee of Claims: And that they do examine the Matters thereof; and report the same, with their Opinion thereupon, to the House.

A Petition of several Barbers 'Prentices in the City of *Williamsburg*, was presented to the House. And the Question being put, That the said Petition be received, It passed in the Negative.

Resolved, That the said Petition be Rejected.

Ordered, That Mr *Lewis Burwell* have Leave to be absent from the Service of this House 'til *Monday* Se'ennight.

A Petition of Mr *George Braxton*, the Younger, was presented to the House, and read; praying, That a Bill might be brought in, to confirm his Title to 420 Acres of Land, Part of a greater Tract, called *Mantapike*, which he hath purchased of *William Banks*, and whereof the said *Banks* is seised in Fee Tail; and for settling a Water Grift Mill, and 394 Acres of Land, in the County of King *William*, of greater Value, whereof he is seised in Fee Simple, to the same Uses.

Ordered, That Mr *Power* do prepare and bring in a Bill, according to the Prayer of the said Petition.

Ordered, That Mr *Wormley* have Leave to be absent from the Service of this House 'til *Tuesday* next.

Mr *Beverley*, from the Committee of Claims, reported, That the said Committee had had under their Consideration several Matters to them referred: And had come to several Resolutions thereupon; which he read in his Place, and then delivered in at the Table.

Ordered, That the said Report do lie on the Table.

A Bill, for Dissolving the present Vestries in this Colony; and for Electing new Vestries; and other Purposes therein mentioned, was read the first Time.

Also a Bill, for continuing the Act, intituled, An Act, *For laying an additional Duty upon Slaves, to be paid by the Buyers; and for encouraging Persons to enlist in His Majesty's Service; and for preventing Desertion*; as to so much thereof, as relates to the said additional Duty, was read the first Time.

Also

Also a Bill, for repealing the Act, intituled, An Act, *for the better Security of the Country in the present Time of Danger*, was read the first Time.

Also a Bill, for continuing the Act, intituled, An Act, *For laying a Duty upon Liquors*, was read the first Time.

And also a Bill, for continuing the Act, intituled, An Act, *For laying a Duty upon Slaves, to be paid by the Buyers*, was read the first Time.

Ordered, That the said Bills be read a second Time.

Ordered, That the House be adjourned 'til Monday Morning, Eleven o'Clock.

Monday, May 17, 1742.

A Bill, for reducing all the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly, was read the first Time.

Ordered, That the said Bill be read a second Time.

A Complaint from the Inhabitants of *Stringer's* Parish in *Northampton* County, against the Vestry of the said Parish, was presented to the House, and read.

Ordered, That the said Complaint be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr *Carter*, from the Committee of Trade, reported, That the Committee had proceeded to the further Consideration of several Matters relating to the Trade of this Colony: And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

A Petition of the Freeholders and Inhabitants of the County of *Prince George*, praying, That the Warehouse at *Powell's* Creek, in the said County, may be revived, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

Mr *Fitzhugh*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions from the County of *Goochland*, to them referred: And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

The House proceeded to the Consideration of the Report from the Committee of Propositions and Grievances, made on *Friday* last: And the same was read, and Part thereof agreed to, by the House, as follows:

Resolved, That the Proposition from the County of *Norfolk*, for giving a Reward for killing Bears, be Rejected.

Resolved, That the Proposition from the County of *King William*, for giving Leave to *John Aylett*, and his Assigns, to build a Bridge over *Mattaponi* River, at *Aylett's* Warehouse, be Rejected.

Resolved, That the Proposition from the County of *King and Queen*, for dividing that County, by a Line to be run from the Edge of *Effex* County, on the Upper Side of *William Wood's* Plantation, a South West Course, to *Morocofick* Creek; and for adding the Upper Part to *Caroline*, is reasonable.

Resolved, That the Proposition from the County of *King and Queen*, for Dividing the County by a Line to be run from the Mouth of *Beverly-Run*, then up the said Run to the Mouth of *Reedy-Branch*, thence up that Branch to Col. *Beverly's* Mill, and thence an *East* Course to the Ridge of *Effex* County; and for adding the Upper Part to *Caroline* County; be Rejected.

Resolved,

Resolved, That the Proposition of several of the Inhabitants of *Drysdale Parish*, in *King and Queen County*, for moving the Court-house to the Center of that County; and to be divided from *King and Queen*, and added to *Effex County*, be Rejected.

Resolved, That the Proposition from the County of *King and Queen*, against dividing that County, be Rejected.

Resolved, That the Proposition of *Joseph Ball*, Esq; and *Thomas Edwards*, for allowing a certain Salary or Fees to the Prosecutors for the King, in the County Courts, be Rejected.

Resolved, That the Proposition from the County of *Amelia*, for allowing longer Time to cultivate and improve new Lands; and for restraining Persons from petitioning for large Tracts, is reasonable.

Upon Consideration of a Grievance from the County of *Brunswick*, complaining, that Sherifs and Collectors exact exorbitant Prices for Tobacco for Public Dues, from Persons who make none.

Resolved, That the Grievance ought to be redressed.

Resolved, That the Proposition from the County of *Elizabeth-City*, for erecting a Pound at or near the Town of *Hampton*, for Beasts breaking into lawful Inclosures in that County, is reasonable.

Resolved, That the Proposition from the County of *King George*, for erecting a Town at *Bray's Church*, in that County, is reasonable.

Resolved, That the Petition of *John Hereford*, Keeper of the Public Ferry in *Prince William County*, over *Patowmack River* to *Maryland*, to have his Ferriage increased, be Rejected.

Resolved, That the Petition of *Ebenezer Floyd*, to have a Ferry appointed from the said *Floyd's*, over *Patowmack River* to *Powel's Landing* in *Maryland*, is reasonable.

Resolved, That the Proposition from the County of *Prince William*, for appointing a Ferry from the Land of *Josias Clapham*, in that County, over *Patowmack River*, to *John Neilson's*, in *Maryland*, be Rejected.

And to the Resolution of the Committee, That the Proposition from the County of *King William*, for clearing the Rivers *Mattapony* and *Pamunkey*, at the Charge of the Public, is reasonable.

And also to another Resolution of the Committee, upon Consideration of a Proposition from the County of *King William*, concerning Burgeffes Wages, that the Law in that Respect, ought to be amended, The House disagreed.

Ordered, That it be an Instruction to the Committee appointed to bring in a Bill, for allowing the Inhabitants of the Borough of *Norfolk*, to discharge their Public Dues in Money, at a certain Rate to be set by the County Court, Annually, to receive a Clause or Clauses, pursuant to the Resolution for redressing the Grievance from the County of *Brunswick*, complaining, That the Sherifs and Collectors exact exorbitant Prices for Tobacco for Public Dues, from Persons who make none.

Also that it be an Instruction to the Committee, appointed to bring in a Bill, for altering the Name of *Goodall's Ferry*, and appointing it from *Goodall's* to *Hamner's Point*, or *Williams's*, to receive a Clause or Clauses, pursuant to the Resolution, for appointing a Ferry from *Ebenezer Floyd's*, over *Potowmack River*, to *Powel's Landing*, in *Maryland*.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills, pursuant to all the other Resolutions agreed to by the House.

A Bill, for reviving the Act, *For destroying Crows and Squirrels, in the Northern Neck, and Eastern Shore*, was read the first Time.

Ordered, That the said Bill be read a second Time.

Ordered,

That the House be adjourned 'til To-morrow Morning, Eleven o'Clock.

Tuesday,

Tuesday, May 18, 1742.

A Petition of *Emanuel Wills*, in Opposition to the Petition, for appointing a Ferry from *Mulberry-Island Point* to *Cockett's*, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr *Carter*, from the Committee of Trade, reported, That the Committee had had under their Consideration, the present State of the Tobacco Trade in Foreign Parts: And had come to a Resolution thereupon; which he read in his Place, and then delivered in at the Table.

Ordered, That the Consideration of the said Report be referred 'til *Thursday* next. Upon a Motion made,

Resolved, That this House be called over on *Thursday* next.

A Petition of the Justices of *Spotsylvania* County, was presented to the House, and read; setting forth, That the Assembly in the Year 1740, did allow them an additional Rent of Twelve Pounds *per Annum*, from the tenth Day of *November*, 1738, for building a new Warehouse at *Fredericksburg*; which the Treasurer does not think himself justifiable in paying, after the Time of passing the *Resolve* for it: And praying, That the Rent now due, and growing due, for the said House, may be allowed them, at the Rate aforesaid.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

A Bill, for Dividing the County of *Prince William*, was presented to the House, and read the first Time.

Also a Bill, for Dividing the County of *King and Queen*, and Adding the Upper Part thereof to the County of *Caroline*.

Also a Bill, for continuing the Act, intituled, An Act, *For allowing Fairs to be kept in the Town of Fredericksburg*.

And also a Bill, for appointing a Treasurer.

Ordered, That the said Bills be read a second Time.

A Bill, to enable *Frances Greenhill* to sell and dispose of her Lands and other Estate, by Deed or Will, notwithstanding her Husband, *Joseph Greenhill*, shall happen to be living; and for other Purposes therein mentioned, was read the second Time.

Ordered, That the said Bill be committed to Mr *Harrison*, Mr *Kennon*, Mr *Ruffin*, Mr *Cargill*, Mr *Bland*, and Mr *Eppes*: And that they do examine into the Allegations thereof; and report the Matter, as it shall appear to them, with their Opinion thereupon, to the House.

A Bill, for inspecting, weighing, and stamping all Pork and Beef packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation: And to amend the Act, intituled, An Act, *For ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch*; was presented to the House, and read the first Time.

Ordered, That the said Bill be read a second Time.

A Bill, for reviving the Act, intituled, An Act, *For destroying Crows and Squirrels, in the Northern Neck, and Eastern Shore*; was read a second Time.

And the Question being put, That the said Bill be committed, it passed in the Negative.

Then the Question was put, That the said Bill be ingrossed, and read a third Time: And it passed in the Negative.

Resolved, That the said Bill be Rejected.

A Petition of *James Reid*, Proprietor of the Public Warehouses at *Urbanna*, praying, That the Rent of the said Houses might be increased, was presented to the House, and read.

Ordered,

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims: And that they do examine the Matter thereof, and report the same, with their Opinion thereupon to the House.

Mr *Fitzhugh*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions from several Counties to them referred: And had come to several Resolutions thereupon; which he read in his Place, and then delivered in at the Table: Where the same were again twice read; and Part thereof agreed to, by the House, as follows:

Resolved, That the Proposition from the County of *Henrico*, for Erecting a new Warehouse, for Inspecting Tobacco, at the Store Landing, on the North Side of *Appamattox* River, on the Land of Mr *Pride*, in that County, be Rejected.

Resolved, That the Proposition from the County of *Amelia*, for Erecting a new Warehouse for Inspecting Tobacco, at *Fleet's* Landing, on the Land of *William Kennon*, Junior, in *Henrico* County, be Rejected.

Resolved, That the Proposition from the County of *Prince William*, for Erecting a Town at the Head of *Quantico*, in that County, be rejected.

Resolved, That the Proposition from the Counties of *Westmoreland* and *Stafford*, for Erecting a new Warehouse at a Place called *Dishman's* Landing, on the Land of *Richard Bernard*, on Upper *Machotick* Creek, be Rejected.

Resolved, That the Proposition from the County of *Prince William*, for Removing the Public Inspection, on *Occoquan* River, in that County, from the Place where it is now established, to the Ferry Landing, on the said River, be Rejected. And that the Proposition from the same County, for continuing the said Inspection where it now is, is reasonable.

Resolved, That the Proposition from the County of *Stafford*, for Erecting a new Warehouse for Inspecting Tobacco, on the Land of *William Cave*, at the Head of *Patowmack* Creek, in that County, is reasonable.

Resolved, That the Proposition from the County of *Hanover*, for Dividing that County, by a Line to be run from the Mouth of *Little Rocky* Creek, on the Course of South Twenty Degrees West, 'til it intersects the Dividing Line between *Goochland* and *Hanover* Counties, is reasonable.

Resolved, That the Proposition from the County of *King and Queen*, for Erecting a new Warehouse for Inspecting Tobacco, at *Thomas Turner's* Plantation, in that County, be Rejected.

Resolved, That the Proposition from the County of *King William*, for Erecting a new Warehouse for Inspecting Tobacco, at *Crenshaw's* Ferry, in that County, be Rejected.

Resolved, That the Proposition from the County of *King William*, for Erecting new Warehouses for Inspecting Tobacco, at *Waller's* Ferry, in that County, and at *Walker* Town, in *King and Queen* County, to be under one Inspection, be Rejected.

Resolved, That the Proposition from the County of *New-Kent*, for Reviving the Public Warehouses at *Taskanask*; and discontinuing the Public Warehouses, at *Hog-Neck*, be Rejected.

Resolved, That the Proposition from the County of *Norfolk*, for Erecting a new Warehouse for Inspecting Tobacco, at the *Great Bridge* Landing, in that County, is reasonable.

Resolved, That the Propositions from the County of *Richmond*, for Erecting a new Warehouse for Inspecting Tobacco, at the Head of *Rappahannock* Creek, a little below the *Main Bridge*, to be under one Inspection, with the Public Warehouse at *Naylor's Hole*, are reasonable.

Resolved, That the Proposition from the County of *Richmond*, for Erecting new Warehouses for Inspecting Tobacco, within *Rappahannock* Creek, near the old Warehouses, at *Naylor's Hole*, instead of the said old Warehouses, is reasonable.

Resolved,

Resolved, That the Proposition from the County of *Westmoreland*, for Erecting new Warehouses for Inspecting Tobacco, on the Lower Side of *Nominy River*, at a Place called *Oyster-shell Point*, on the Land of the Orphan of *Mr Patrick Spence*, deceased; and on the Lower Side of *Maddox*, on the Land of *Augustine Washington*, Gent. opposite to the Public Warehouses, on the Land of *John Martin*, to be under the same Inspection with the Warehouses appointed on those Rivers respectively, is reasonable.

And to the Resolution of the Committee, That the Proposition from the County of *Northumberland*, for Erecting a new Warehouse for Inspecting Tobacco, on the Land of *James Lewis*, at *Monday's Point*, on *Mattapony River*, in that County, be Rejected, The House disagreed.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, pursuant to the Resolution, for Dividing the County of *Hanover*, by a Line to run from the Mouth of *Little Rocky Creek*, on a Course of South Twenty Degrees West, 'til it intersects the Dividing Line between *Goochland* and *Hanover* Counties.

An Account of His Majesty's Revenue of Two Shillings *per* Hoghead, arising in the Colony, from the Twenty Fifth Day of *October*, 1741, to the Twenty Fifth Day of *April*, 1742, was presented to the House, and the Title thereof was read.

Ordered, That the said Account do lie on the Table, for the Perusal of the Members.

The House proceeded to the Consideration of the Report from the Committee of Propositions and Grievances, made Yesterday: And the same was read, and agreed to, by the House, as follows:

Resolved, That the Proposition, for Dividing *Goochland* County, be referred to the Consideration of the next Session of Assembly.

Resolved, That the Proposition against Dividing *Goochland* County, be referred to the Consideration of the next Session of Assembly.

Resolved, That the Proposition, for appointing a Ferry in *Goochland* County, from a Gut, on the Land of *Richard Mosby*, on the South Side of *James River*, to the Land of *Mr Tarlton Fleming*, on the North Side of the River, opposite to the said *Mosby's* Landing, is reasonable.

Resolved, That the Proposition, for appointing a Ferry over *James River*, from *Robert Carter's* Land, to the Land of *Ashford Hughes*, in the County of *Goochland*, be Rejected.

Resolved, That the Proposition, for appointing a Ferry over *James River*, near *Elk-Island*, from the Land of Col. *Benjamin Harrison*, to the Land of *Mr Allen Howard*, in *Goochland* County, be Rejected.

Resolved, That the Proposition, for appointing a Ferry from the Land of *James Fenley*, over the *Fluvanna River*, to the Land of *William Cabbell*, opposite thereto, in the County of *Goochland*, is reasonable.

Resolved, That the Proposition, for appointing a Ferry from the Land of *Tucker Woodson*, over *James River*, to the Land of *Paul Micheaux*, near *Goochland Court-house*, is reasonable. And that the Proposition against it, be Rejected.

Upon Consideration of a Proposition, for appointing a Ferry from the Land of *Bennit Goode*, over *James River*, between the Lands of *Philip Lightfoot*, Esquire, and Col. *John Fleming*, in *Goochland* County;

Resolved, That a Ferry from the said *Goode's* Land, across *James River*, to the said *Fleming's* Land, will be convenient for Travellers.

Ordered, That it be an Instruction to the Committee appointed to bring in a Bill, for altering the Name of *Goodall's* Ferry; and appointing it from *Goodall's* to *Hammer's Point*, or *Williams's*, to receive a Clause or Clauses, pursuant to the several Resolutions, for appointing a Ferry, in *Goochland* County, from a Gut, on the Land of *Richard Mosby*, on the South Side of *James River*, to the Land of *Mr Tarlton Fleming*, on the North Side of the said River, opposite to the said *Mosby's* Landing.

Also for appointing a Ferry from the Land of *James Fenley*, over the *Fluvanna River*, to the Land of *William Cabbell*, opposite thereto, in *Goochland* County.

And

And also, for appointing a Ferry from the Land of *Bennit Goode*, over *James River*, to the Land of Col. *John Fleming*, in *Goochland County*.

The House proceeded to the Consideration of the Report from the Committee of Trade, made Yesterday: And the same was read, and agreed to, by the House, as follows:

Resolved, That the Measure and Gauge of all Pipe, Hoghead, and Barrel Staves and Heading, and of Shingles, be ascertained. And that none of those Commodities, of less Dimensions, than the Gauge ascertained, be exposed to Sale here, or exported, under a Penalty.

Ordered, That the Committee of Trade do prepare and bring in a Bill pursuant to the said Resolution.

The House also proceeded to the Consideration of the Report from the Committee of Claims, made on *Saturday* last: And the same was read, and agreed to, with Amendment, as follows:

Upon Consideration of the Petition of *Zachary Lewis*, praying an Allowance for his Negro Man *Sacco*, who murdered his Overseer; and afterwards, to avoid the Punishment of the Law, hanged himself;

Resolved, That the Allegations of the said Petition are true: And that the said *Zachary Lewis* ought to be allowed, for the said Negro, Forty Pounds Current Money, by the Public.

Upon Consideration of the Claim of *John Shelton*, for an Allowance for a Negro Wench, who was outlawed and murdered by another Negro;

Resolved, That the Allegations of the said Claim are true: And that the said *Shelton* ought to be allowed Thirty Five Pounds Current Money for her, by the Public.

Upon Consideration of the Memorial of the Inspectors at *Wainwright's* Warehouse, *Resolved*, That the Nett Tobacco burnt at the said Warehouse, ought to be paid for, by the Public, to the Proprietors thereof, at the Rate of Twelve Shillings and Six Pence for every Hundred.

29 Upon Consideration of the Memorial of the Inspectors at *Bowler's*,

Resolved, That the Proprietors of the Tobacco burnt at the said Warehouse, ought to be allowed by the Public, Twelve Shillings and Six Pence *per* Hundred for Crop Tobacco; and Eleven Shillings and Six Pence *per* Hundred for Transfer Tobacco.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively, in the Book of Claims.

A Bill, for Dividing the County of *Prince William*, was read the second Time.

Ordered, That the Bill be Ingrossed.

A Bill, for Repealing the Act, intituled, An Act *For the better Security of the Country in the present Time of Danger*, was read the second Time.

Ordered, That the said Bill be committed to Mr Attorney.

Ordered,

That the House be adjourned 'til To-morrow Morning, Eleven o'Clock.

Wednesday, May 19, 1742.

MR. Attorney reported, That he had made several Amendments to the Bill, for Repealing the Act, intituled, An Act, *For the better Security of the Country in the present Time of Danger*: Which he read in his Place, and afterwards delivered in at the Table: Where the same were again twice read, and agreed to, by the House.

Ordered, That the said Bill, with the Amendments, be Ingrossed.

Mr Harrison reported, That the Committee, to whom the Bill, to enable *Frances Greenhill* to sell and dispose of her Lands, notwithstanding her Husband, *Joseph Greenhill*, shall happen to be living; and for other Purposes therein mentioned, was committed, had examined into the Allegations thereof, and found them to be true: And that they

had made an Amendment to the Bill; which he read in his Place, and afterwards delivered the Bill, with the Amendment, in at the Table: Where the same was again twice read, and agreed to, by the House.

Ordered, That the said Bill, with the Amendment, be Ingrossed.

A Bill, for Dissolving the present Vestries in this Colony; for Electing new Vestries, and other Purposes therein mentioned, was read the second Time; and the Blanks filled up, and two Amendments made at the Table.

Ordered, That the said Bill be Ingrossed.

Mr *Fitzhugh* reported, That the Committee appointed, had, according to Order, prepared a Bill, for Dividing the County of *Hanover*; and Erecting the Upper Part thereof, into a distinct County: And the same was received, and read the first Time.

Mr *Attorney* moved for Leave to present a Bill, for Explaining and Amending the Laws, directing Security to be taken, upon granting Certificates for obtaining Letters of Administration of Intestates Estates. And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

A Petition of *Nathaniel Harrison*, praying an Allowance for a Negro Slave belonging to him, killed by a White Man, in his own Defence, was presented to the House. And the Question being put, that the said Petition be received, It passed in the Negative.

Resolved, That the said Petition be Rejected.

A Petition of the Justices of *King George*, praying, That the House will reimburse them the Expence they were at, in hiring a House for the Reception of Tobacco, at *Gibson's* Warehouses, in the said County.

Also a Petition of *James Garton*, late of *Spotsylvania* County, but now of the County of *Lancaster*; praying to be allowed his Claim for his travelling Expences and Attendance, as an Evidence for the King, against *Benjamin Sadler*, who was indicted for Murder; which, through Mistake, he did not apply to the Clerk of the General Court, to insert in his Records; were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Two Claims of *Acquilla Snelling*, for taking up Three Runaway Negros, therein mentioned.

Also a Claim of *William Kennon*, for taking up a Runaway Negro; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively, in the Book of Claims.

A Bill, intituled, An Act, for the Repealing the Act, intituled, An Act, *For the better Security of the Country in the present Time of Danger*; as to so much thereof as relates to the training, mustering, and exercising the Militia, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Attorney* do carry the said Bill up to the Council, for their Concurrence.

Mr *Fitzhugh*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions from several Counties, to them referred: And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same were again twice read, and agreed to, by the House, with an Amendment, as follows:

Resolved, That the Proposition from the County of *Prince William*, for Erecting a Town at the Ferry over *Occoquan*, on both Sides of the said River, be Rejected.

Resolved, That the Proposition from the County of *Amelia*, for Erecting a Bridge across *Appamattox* River, at *William Towns's*, near *Janato*, be Rejected; the Law in that Case being already sufficient.

Resolved,

Resolved, That the Proposition from the County of *Orange*, for appointing Trustees to receive Subscriptions for building a Bridge over *Rappidanne* River, at *Germanna*; and for obliging the Justices of that County, to levy the Remainder of the Charge on their Tithables, be Rejected.

Resolved, That the Proposition from the County of *Orange*, for Building a Bridge over the River *Rappidanne*, at *Germanna*, by Subscription, is reasonable.

Resolved, That the Petition of the Churchwardens and Vestry of the Upper Parish, in *Nansemond* County, for selling certain Lands therein mentioned, devised by the Will of *William Cadogan*, deceased, to charitable Uses; and for purchasing other Lands, of equal Value, to the same Uses, is reasonable.

Resolved, That the Complaint from the Inhabitants of *Hungar's* Parish, in *Northampton* County, against the Vestry of the said Parish, concerning the Disposal of the Pews in the new Church, be Rejected.

³¹ *Ordered*, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills, pursuant to the several Resolutions agreed to, by the House.

Ordered,

That the House be adjourned 'til To-morrow Morning, Eleven o'Clock.

Thursday, May 20, 1742.

A Bill, for inspecting, weighing, and stamping all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation: And to amend the Act, intituled, An Act, *For ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch*; was read the second Time.

Ordered, That the said Bill be committed to the Committee who prepared the same.

Mr *Fitzhugh*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Petition of *William Parks*, Printer, to them referred: And having examined the Matter thereof, and heard the said *Parks*, had come to a Resolution thereupon; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

Mr *Douglas* moved for Leave to present a Bill, for Destroying Crows and Squirrels on the *Eastern Shore*: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Mr *Power*, according to Order, presented a Bill, for vesting certain entailed Lands, Parcel of a greater Tract therein mentioned, in *George Braxton*, the Younger, in Fee Simple; and for settling other Lands, of greater Value, to the same Uses. And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

A Petition of *Henry Hacker*, Proprietor of the Public Warehouses at the *Capitol* Landing, praying an additional Rent for the said Warehouses, was presented to the House, and read.

Ordered, That the said Petition do lie on the Table.

A Petition of *Mary Grayson*, Widow, of *Spotsylvania* County, praying to be allowed her Claim for her late Husband's travelling Expences and Attendance, as an Evidence against *Benjamin Sadler*, who was indicted for Murder; which, through Mistake, he did not apply to the Clerk of the General Court, to insert in his Records, was presented to the House, and received.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Ordered,

Ordered, That the Call of the House be referred 'til *Tuesday* next.

The House proceeded to the Consideration of the Report from the Committee of Trade, made on *Tuesday* last: And the same was read, and agreed to, by the House, *Nemine Contradicente*, as follows:

Resolved, That an humble Address of this House, be presented to His Majesty, and a Petition to the Parliament of *Great-Britain*; representing, The distressed State and Decay of our Tobacco Trade, occasioned by the Restraint on our Export; which must, if not speedily remedied, destroy our Staple: And there being no other Expedient left for Preservation of this valuable Branch of the *British* Commerce, to beseech His Majesty and his Parliament, to take the same into Consideration; and that His Majesty may be graciously pleased to grant unto his Subjects of this Colony, a free Export of their Tobacco to Foreign Markets directly, under such Limitations, as to His Majesty's Wisdom, shall appear necessary.

Ordered, That the Committee of Trade, and Mr *Fitzhugh*, and Mr *Attorney*, do prepare and bring in an Address, and a Petition, pursuant to the said Resolution.

A Bill, intituled, An Act, *For Dividing the County of Prince William*, was read the third Time; and the Blanks filled up.

Resolved, That the said Bill do pass.

Ordered, That Mr *Fairfax* do carry the Bill up to the Council, for their Concurrence.

A Bill, for continuing the Act, *For laying a Duty upon Liquors*, was read the second Time.

Ordered, That the said Bill be committed to Mr *Nelson*, Mr *Harmer*, Mr *Carter*, and Mr *Braxton*.

A Bill, for continuing the Act, intituled, An Act, *For laying an additional Duty upon Slaves, to be paid by the Buyers; and for encouraging Persons to enlist in His Majesty's Service; and for preventing Desertion*; as to so much thereof, as relates to the said additional Duty; was read the second Time.

Ordered, That the said Bill be Ingrossed.

A Bill, for dividing the County of *King and Queen*; and Adding the Upper Part thereof to the County of *Caroline*, was read the second Time.

Ordered, That the said Bill be Ingrossed.

A Claim of *Francis Little*, for taking up a Runaway Negro, therein mentioned.

Also a Claim of *Rice Broach*, for taking up a Runaway Negro; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively, in the Book of Claims.

A Bill, for continuing the Act, intituled, An Act, *For allowing Fairs to be kept in the Town of Fredericksburg*, was read the second Time.

Ordered, That the Bill be committed to Mr *Waller*, Mr *Thornton*, and Mr *Beverly*.

A Bill, for continuing the Act, intituled, An Act, *For laying a Duty upon Slaves, to be paid by the Buyers*, was read the second Time, and the Blank filled up.

Ordered, That the said Bill be Ingrossed.

A Bill, for dividing the County of *Hanover*; and Erecting the Upper Part thereof into a distinct County, was read the second Time, and one of the Blanks filled up.

Ordered, That the said Bill be Ingrossed.

A Petition of the Trustees of the Town of *Fredericksburg*, was recommended, by the Governor and Council, to the Consideration of the House.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Ordered,

That the House be adjourned 'til To-morrow Morning, Eleven o'Clock.

Friday,

Friday, May 21, 1742.

MR. *Harmer*, according to Order, presented a Bill, for Explaining the Charter granted to the City of *Williamsburg*; and for Enlarging the Jurisdiction of the Court of Huftings, within the said City: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

A Bill, for reducing the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly; was read the second Time, and committed to a Committee of the whole House.

Resolved, That this House will, on *Tuesday* next, resolve itself into a Committee of the whole House, upon the said Bill.

Ordered, That Mr *Hutchings* have Leave to be absent from the Service of the House 'til this Day Se'ennight: And Mr *Bolling* 'til *Tuesday* next.

A Petition of *Henry Fitzhugh*, Esq; Proprietor of the Public Warehouses at *Boyd's Hole*; praying, an additional Rent for the said Warehouses, was presented to the House, and received.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Ordered, That it be an Instruction to the Committee of Claims, to make the same Allowances for the Rents of several Warehouses, in the Book of Claims, to *November, 1742*, that were made, pursuant to the Resolution of the House, in *1740*, to *November*, in that Year.

Mr *Conway*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Petition of Mr *William Andrews*, to them referred, complaining of an undue Election and Return of Mr *George Douglas*, to serve as a Burgess in this present General Assembly, for the County of *Accomack*: And that upon examining the Matter, Mr *Douglas*, the Sitting Member, did acknowledge, before the Committee, That a greater Number of legal Freeholders voted at the Election for Mr *Andrews*, the Petitioner, than for him, the said *Douglas*. And that they had come to a Resolution thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same was again twice read, and agreed to, by the House, as follows:

Resolved, That Mr *George Douglas*, the Sitting Member, is not duly Elected, to serve as a Burgess in this present General Assembly, for the County of *Accomack*.

Resolved, That Mr *William Andrews*, the Petitioner, is duly Elected to serve as a Burgess in this present General Assembly, for the County of *Accomack*.

Ordered, That the Return of the writ, for Electing a Burgess to serve in this present General Assembly, for the County of *Accomack*, be amended, by Erasing the Name of *George Douglas*; and Inserting the Name of *William Andrews*.

Ordered, That the Consideration of the Report from the Committee of Propositions and Grievances, made Yesterday, be referred 'til *Tuesday* next.

Ordered,

That the House be adjourned 'til To-morrow Morning, Eleven o'Clock.

Saturday, May 22, 1742.

A Member having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and subscribed the Test, was admitted to his Place in the House.

Mr *Fitzhugh*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Petition of *Matthew Wills*, and
Richard

Richard Hardy, for appointing Ferries over *James River*, from *Mulberry-Island Point*, in *Warwick County*, to a Place called *Cocket's*, in *Isle of Wight County*; and from *Cocket's* to *Mulberry-Island*. Also the Petition of *Emanuel Wills*, against appointing the said Ferries, to them referred: And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same were again twice read, and agreed to, by the House, as follows:

Resolved, That the Ferries over *James River*, at the Places petitioned for, will be convenient for Travellers.

Resolved, That the Petition of the said *Emanuel Wills*, against the said Ferries, be Rejected.

Ordered, That it be an Instruction to the Committee appointed to bring in a Bill, for altering the Name of *Goodall's Ferry*; and appointing it from *Goodall's* to *Hammer's Point*, or *Williams's*, to receive a Clause or Clauses, pursuant to the Resolution, for appointing Ferries from *Mulberry-Island Point*, in *Warwick County*, to a Place called *Cocket's* in *Isle of Wight County*; and from *Cocket's* to *Mulberry-Island*.

The House being informed, That Mr *William Andrews*, a Sitting Member, has been guilty of many male and scandalous Practices, in the Office of an Inspector;

Ordered, That the said Information be referred to the Consideration of the Committee of Privileges and Elections: And that they do examine the Matter thereof; and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

Mr *Fitzhugh* reported, That the Committee appointed, had, according to Order, prepared a Bill, for Enabling the Justices of the County Courts to make Contracts, which may be binding upon themselves, and their Successors.

And also a Bill, to oblige the Justices of the County Courts to provide Public Seals. And the same were severally received, and read.

Ordered, That the said Bills be read a second Time.

A Bill, intituled, An Act, for Dissolving the present Vestries in this Colony; for Electing new Vestries, and other Purposes therein mentioned, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Fitzhugh* do carry the said Bill to the Council, for their Concurrence.

A Petition of the Justices of the County of *Effex*, praying to be reimbursed the Expence they have been at in building a Warehouse at *Bowler's*, to supply the Place of one burnt down there; was presented to the House, and received.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

A Petition of *Henry Potter*, setting forth, That he had been at great Trouble in attending the Soldiers that were taken ill, during their Stay in *Virginia*; and had also furnished them with a large Quantity of Medicines, for which he had not been sufficiently satisfied; and praying such Relief, as to this House should seem meet; was presented to the House, and read. And the Question being put, that the said Petition lie on the Table, It passed in the Negative.

Resolved, That the said Petition be Rejected.

A Petition of the Officers of His Majesty's Customs in this Colony, praying, That additional Fees may be settled for several extraordinary Services, which they are obliged to perform, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr *Waller* reported from the Committee, to whom the Bill, for continuing the Act, intituled, An Act, *For allowing Fairs to be kept in the Town of Fredericksburg*, was committed,

mitted, That they had made several Amendments to the Bill: Which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table: Where the same were again twice read, and agreed to, by the House.

Ordered, That the said Bill, with the Amendments, be Engrossed.

Mr *Waller* moved for Leave to present a Bill, for preventing the building of Wooden Chimnies in the Town of *Fredericksburg*, and pulling down such as are already built therein; and to restrain Hogs from going at large in the Towns of *Fredericksburg*, and *Urbanna*. And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Ordered,

That the House be adjourned 'til *Monday* Morning, Eleven o'Clock.

Monday, May 24, 1742.

MR *Fitzhugh* reported, That the Committee appointed, had, according to Order, prepared a Bill, for building a Bridge over the River *Rappidanne*, at *Germana*, by subscription; and to provide for the Support thereof: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Upon a Motion made, That Mr *Samuel Buckner* have Leave to withdraw his Petition, complaining of an undue Election and Return of Mr *Lewis Burwell*, to serve as a Burgess in this present General Assembly, for the County of *Glocester*, It passed in the Affirmative.

Ordered, That the Committee of Privileges and Elections be discharged from proceeding further thereupon.

A Petition of *Nicholas Minor*, and *Edward Ransdell*, Inspectors of *Nominy* Warehouse; setting forth, That Seven Hogheads of Tobacco were stolen out of one of the Public Warehouses under their Inspection; and praying, That this House will allow them such Relief, as they shall think fit; was presented to the House. And the Question being put, that the said Petition be received, It passed in the Negative.

Resolved, That the said Petition be Rejected.

36 Mr *Conway*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Information against Mr *William Andrews*, a Sitting Member, to them referred: And had examined the Matter thereof; and heard Mr *Andrews*, by his Council: Whereupon, it appeared to the Committee, That the said *Andrews*, whilst he was Inspector, was guilty of very enormous Misdemeanours and male Practices in that Office, in Breach of his Oath, and the Duty of his said Office: And that he was by the Governor and Council turned out of the said Office, for the same; and ordered to be left out of the Commission of Peace for *Accomack* County: And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same were again read, and agreed to, by the House, as follows:

Resolved, That the said Mr *William Andrews* having been guilty of very enormous Misdemeanours and male Practices in the Office of an Inspector, in Breach of his Oath, and the Duty of his said Office, is unworthy to sit as a Member in this House.

Resolved, That the said Mr *Andrews*, for his said Misdemeanours, be expelled this House.

Resolved, That the said Mr *Andrews* be disabled to Sit and Vote, as a Member in this House, during this present General Assembly.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for Electing another Burgess to serve in this present General Assembly in the County of *Accomack*, in the Room of the said *William Andrews*, who is expelled this House. And that Mr *Scarburgh* do attend the Governor with the said Address.

A Bill, intituled, An Act, to enable *Frances Greenhill* to sell and dispose of her Lands and other Estates, by Deed or Will, notwithstanding her Husband, *Joseph Greenhill*, shall happen to be living; and for other Purposes therein mentioned, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Harrison* do carry the said Bill up to the Council, for their Concurrence.

A Bill, intituled, An Act, for continuing the Act, intituled, An Act, *For laying a Duty upon Slaves, to be paid by the Buyers*, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Attorney* do carry the said Bill up to the Council, for their Concurrence.

A Bill, intituled, An Act, for Dividing the County of *Hanover*; and Erecting the Upper Part thereof into a distinct County.

Also a Bill, intituled, An Act, for Dividing the County of *King and Queen*; and Adding the Upper Part thereof to the County of *Caroline*, were severally read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Fitzhugh* do carry the said Bills up to the Council, for their Concurrence.

Mr *Conway* reported, That the Committee of Privileges and Elections had had under their Consideration, the Petition of Mr *Landon Carter*, to them referred, complaining of an undue Election and Return of Mr *William Fantleroy*, to serve as a Burgess in this present General Assembly, for the County of *Richmond*: And had heard as well the Petitioner, by his Council, as the Sitting Member; and examined divers Witnesses, touching the Matter of the said Complaint: Whereupon, it appeared to the Committee, That in the Morning of the Day of the Election, one *William Jordan*, an open Abettor of the Interest of Mr *Fantleroy*, did, according to his Appointment, meet many of Mr *Fantleroy*'s Friends, who were Freeholders, at the Public Bridge over *Rappahannock* Creek, on the Main Road to the Court-house, and brought with him about 2 Gallons of Rum, and treated the Company with Drums: And that Mr *Fantleroy*, the Sitting Member, in Company with one Mr *Barnes*, a Friend of Mr *Carter*'s, in their Way to the Court-house, came amongst them, and Mr *Fantleroy* drank a Dram to Mr *Barnes*: That the Company stopt again at a Place called the *Mill-Hill*, and drank Drums, and finished the Rum near the Court-house; and that several of the Company were merry with Liquor, when they came to the Court-house. That at the taking of the Poll, about Four or Five of the Freeholders who voted for Mr *Woodbridge* and Mr *Fantleroy*, the Sitting Members, appeared to be intoxicated with strong Liquors; and none who voted for Mr *Carter* appeared to be so, except one *Thomas Lewis*. That one *William Lewis*, an Ordinary-keeper, stood at the Bar, and when several of the Freeholders were asked whom they would vote for, before they could answer, he would answer, for Mr *Fantleroy* and Mr *Woodbridge*; which some contradicted, and some did not. That a few Days after the Election, one *Hall*, who was polled thereat, came to Mr *Carter*, and entreated him not to prosecute him; declaring, that Mr *Fantleroy*'s Friends had made him drunk, and persuaded him to vote for Mr *Fantleroy* against Mr *Carter*, tho' he had no Vote. That the said *Jordan*, after the Election, confessed he had given Liquors at former Elections, and at this Election; and would give a Hoghead, or a Hundred Gallons of Rum, rather than Mr *Carter*, the Petitioner, should go Burgess; and that he never should go Burgess: And that if the Petitioner should have him brought to the Bar of this House, he the said *Jordan* would have him indicted for Perjury, at the *Williamsburg* Election. But it did not appear to the Committee, That Mr *Fantleroy* used any unfair Practices himself; or that any were used at his Desire: And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same were again twice read; and Mr *Fantleroy* ordered to withdraw.

And

And to the Resolution of the Committee, That that Freedom which ought to be maintained in all Elections, hath been greatly invaded by Mr *Jordan*.

Also to another Resolution of the said Committee, That Mr *William Fantleroy* is not duly elected and returned a Burgess, to serve in this present General Assembly, for the County of *Richmond*.

And also to another Resolution of the said Committee, That the said *William Jordan*, by treating the Freeholders with strong Liquor, in the Morning of the Day of Election, is guilty of a great Misdemeanour and Breach of the Privilege of this House. The House disagreed.

Resolved, That that Freedom which ought to be maintained in all Elections, hath not been invaded by Mr *Jordan*.

Resolved, That Mr *William Fantleroy* is duly elected and returned a Burgess, to serve in this present General Assembly, for the County of *Richmond*.

Ordered, That the Serjeant at Arms, with the Mace, introduce the said *Fantleroy* to his Place in the House.

A Bill, intituled, An Act, for continuing the Act, intituled, An Act, *For allowing Fairs to be kept in the Town of Fredericksburg*, was read the third Time, and a Blank filled up.

Resolved, That the said Bill do pass.

Ordered, That Mr *Fitzhugh* do carry the said Bill up to the Council, for their Concurrence.

A Bill, for Destroying Crows and Squirrels on the *Eastern Shore*, was read the second Time, and the Blanks filled up.

Ordered, That the said Bill be Ingrossed.

Ordered,

That the House be adjourned 'til To-morrow Morning, Eleven o'Clock.

Tuesday, May 25, 1742.

Ordered,

THAT Mr *Reddick* have Leave to be absent from the Service of this House 'til Monday next.

A Bill, to vest certain entailed Lands, Parcel of a greater Tract therein mentioned, in *George Braxton*, the Younger, in Fee Simple; and for settling other Lands, of greater Value, to the same Uses, was read the second Time.

Ordered, That the said Bill be committed to Mr *Power*, Mr *West*, Mr *Baylor*, and Mr *Lomax*: And that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *Lewis Delony*, setting forth, That Two Negro Slaves ran away from his Plantation, in the County of *Brunswick*, and being Outlawed, were afterwards found dead; and praying such an Allowance, as to this House shall seem fit.

Also a Petition of *John Mundell*, Keeper of the Public Goal; setting forth, That *John Carter*, deceased, late Keeper of the Public Goal, built several Houses on the Prison Lots, at his own Expence; and that his Widow insists to be paid for the said Houses by the Petitioner: And also, that the Garden belonging to the Prison, is intirely decayed: And praying, That this House will make such an Allowance as to enable him to make Satisfaction for the said Houses, and inclose the said Garden; were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

The House, according to Order, proceeded to the Consideration of the Report from the Committee of Propositions and Grievances, made on *Thursday* last: And the same was twice read.

Ordered,

Ordered, That the said Report be re-committed.

A Petition of *Edward Booker*, and Others, Freeholders of the County of *Amelia*; setting forth, That Mr *Richard Jones* having complain'd that Mr *Joseph Scott* was unduly elected and returned a Member for the County of *Amelia*: And that the Committee appointed to examine into the same, having ordered, that the Sheriff of the said County should attend at the Court-house, to enquire into the Right every Person objected to by each Party, had to vote; Mr *Scott* compounded the Matter with Mr *Jones*, by engaging to pay all the Expences he had been at, in disputing the said Election; was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Privileges and Elections: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Resolved, That no Petition shall be received after this Day Se'ennight.

Mr *Fitzhugh* reported, That the Committee appointed, had, according to Order, prepared a Bill, for allowing Persons not concerned in making Tobacco, to discharge Levies, and Officers Fees, in Money; and to oblige Seafaring Men, being House-keepers in this Colony, to pay Levies: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, to repeal the Acts made in the Seventh Year of *George* the First; and one other Act made in the Fifth and Sixth Years of *George* the Second, relating to the Killing of Wolves: And that Mr *Harrison* do prepare and bring in the same.

A Message from the Council, by Mr *Francis*.

That they have agreed to the Bill, intituled, An Act, for continuing the Act, intituled, An Act, *For laying a Duty upon Slaves, to be paid by the Buyers*, without any Amendment.

And that they have made some Amendments to the Bill, intituled, An Act, for Dividing the County of *Prince William*. To which they desire the Concurrence of this House.

The House, according to Order, resolved itself into a Committee of the whole House, upon the Bill, for reducing the Laws made, *for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly. And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Fitzhugh* reported, That the Committee had made some Progress in the Bill; and had directed him to move the House, that they may have Leave to sit again.

Resolved, That this House will, To-morrow Morning, resolve itself into a Committee of the whole House, to consider further the said Bill.

Ordered, That Mr *Fantleroy* being indisposed, have Leave to be absent from the Service of this House.

Upon a Motion made,

Ordered, That it be an Instruction to the Committee appointed to bring in a Bill, for altering the Name of *Goodall's Ferry*; and appointing it from *Goodall's* to *Hanmer's Point*, or *Williams's*, to receive a Clause or Clauses to erect a Ferry on the North Side of *Rappahannock*, opposite to *Fredericksburg*.

A Petition of the Inhabitants of *James-City* County, praying, That the Inspection at the College Landing, might be removed to a Place called *Mercer's Landing*; was presented to the House. And the Question being put, That the said Petition be received, It passed in the Negative.

Resolved, That the said Petition be Rejected.

Ordered,

That the House be adjourned 'til To-morrow Morning, Eleven o'Clock.

Wednesday,

Wednesday, May 26, 1742.

MR. *Beverly*, from the Committee of Public Claims, reported, That the Committee had had under their Consideration, several Petitions to them referred: And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same was again twice read; and Part thereof agreed to, by the House, as follows:

On Consideration of the Petition of *Elizabeth Kee*, Widow;

Resolved, That the Allegations of the said Petition are true: And that an Allowance of Five Pounds, for and towards her Relief and Maintenance, will be sufficient.

On Consideration of the Petition of *Lewis Delony*, for an Allowance for his Two Negro Slaves, that were outlawed, and found dead:

Resolved, That the Allegations of the said Petition are true: And that the said *Lewis Delony* be allowed by the Public, Fifty Two Pounds Twelve Shillings and Six Pence Current Money for his said Two Slaves.

And to the Resolution of the Committee, on Consideration of the Petition of *Elizabeth Mofs*: That the Allegations of the said Petition are true; but that she is not entitled to any Allowance by Law, her deceased Husband, *Francis Mofs*, being a Lieutenant in the Late Expedition against the *Spaniards*, and dying a natural Death;

And also another Resolution of the said Committee, on Consideration of the Petition of *Rebecca Jones*, Widow: That the Allegations of the said Petition are true; but that she is not entitled to any allowance by Law, *James Jones*, her deceased Husband, dying a natural Death at *Jamaica*;

The House disagreed.

Ordered, That it be an Instruction to the Committee of Claims, to allow *Elizabeth Mofs*, Widow, the Sum of Fifty Pounds Current Money: Also, *Rebecca Jones*, and *Elizabeth Kee*, Widows, being Mulattos, the Sum of Five Pounds each. And also to make the other Allowance, pursuant to the Resolution agreed to, by the House, in the Book of Claims.

Mr *Lomax* reported, That the Committee, to whom the Bill, for vesting certain entailed Lands, Parcel of a greater Tract therein mentioned, in *George Braxton*, the Younger, in Fee Simple; and for settling other Lands, of greater Value, to the same Uses, was committed, had examined the Allegations thereof; and found them to be true.

Ordered, That the said Bill be Ingrossed.

A Petition of the Justices of the County of *Effex*, praying an additional Rent for the Warehouses at *Jones's* Inspection, upon *Piscataway*, in the said County, to reimburse them the Expence of building a new Warehouse there; was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr *Fitzhugh*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Petition of divers of the Inhabitants of the lower Part of the Parish of *Albemarle*, in the County of *Surry*; praying, That a new Church may not be built in the Parish, according to an Order of their Vestry: And that a Bill may be brought in, for building a new Church in that Parish, convenient to the Petitioners. Also a Petition of the Vestry, and divers of the Inhabitants of the said Parish, opposing the first mentioned Petition: And had heard the Parties on both Sides; and had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same was again twice read, and agreed to, by the House, as follows:

Resolved, That the first mentioned Petition is reasonable: And that the Petition opposing it, be rejected.

Ordered,

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, pursuant to the said Resolution.

A Petition of *William Clinch*, Keeper of the Public Ferry, at *Swan's Point*, praying to be allowed a larger Ferriage for Sheep, Cattle, and Hogs; was presented to the House, and read. And the Question being put, That the said Petition be referred to a Committee, It passed in the Negative.

Resolved, That the said Petition be rejected.

A Petition of *Mary Gilmer*, setting forth, That her Husband being one of the Soldiers enlisted in this Government, died at *Jamaica*; and praying such Relief, as this House shall think fit, was presented to the House, and received.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr Conway, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Petition of *Edward Booker*, and Others, Freeholders of the County of *Amelia*, to them referred; complaining of a corrupt Agreement between *Mr Joseph Scott*, a Sitting Member, and *Mr Richard Jones*, in compounding a Dispute between them, upon a Petition referred to the Committee, complaining of an undue Election and Return of the said *Mr Scott*, to serve as a Burgess, in this present General Assembly, for the said County; and had partly heard *William Booker*, one of the Petitioners, and *Mr Scott*, the Sitting Member: Whereupon it appeared to the Committee, That before the Day appointed for examining into the Rights of the Freeholders who voted at the Election, pursuant to the Resolutions of the House, *Mr Jones*, the Petitioner, did write a Letter to the Sheriff of that County, signifying to him, That *Mr Scott* and he had made diligent Search into each other's Poll; and that he found the Right of Election to be in *Mr Scott's* Favour; and therefore desired the Sheriff to make Return of the same. Whereupon the Sheriff, at the Day appointed to examine into the Right of the said Election, did return to the Committee, That *Mr Jones*, the Petitioner, having examined both Polls, had agreed the Right of Election to be in *Mr Scott*; nor did the said *Mr Jones* attend the Committee on that Day, or send any Message or Excuse: And had come to several Resolutions thereupon.

Resolved, That the Witneses to the subject Matter of the said Freeholders Complaint, be examined, *Viva Voce*, before the Committee, on *Friday* Se'ennight.

Resolved, That the said *Mr Richard Jones* be sent for, in Custody of the Sergeant at Arms, to attend the Committee, on *Friday* Se'ennight.

The House, according to Order, resolved itself into a Committee of the whole House, to consider further of the Bill, for reducing the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*. And after some time spent therein, *Mr Speaker* resumed the Chair; and *Mr Fitzhugh* reported, That the Committee had made a further Progress in the Bill; and had directed him to move for Leave to sit again.

Resolved, That this House will, To-morrow Morning, resolve itself into a Committee of the whole House, to consider further of the said Bill.

Ordered, That *Mr West* have Leave to be absent from the Service of this House, 'til *Monday* next.

Mr Fitzhugh reported, from the Committee of Propositions and Grievances, That the Committee had had under their Consideration, the Petition of the Officers of His Majesty's Customs in this Colony, to them referred; praying additional Fees to be allowed them, for certain extraordinary Services therein mentioned. And had come to a Resolution thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same was again twice read, and agreed to, by the House, as follows:

Resolved, That the said Petition be Rejected; the Fees already allowed by Law, being sufficient.

Ordered,

That the House be adjourned 'til To-morrow Morning, Eleven o'Clock.

Thursday,

Thursday, May 27, 1742.

A Petition of *William Cole*, Proprietor of the Public Warehouses at *Swinherd's*; praying to be allowed an additional Rent for the said Warehouses, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr Nelson reported, That the Committee, to whom the Bill, for continuing the Act, intituled, An Act, *For laying a Duty upon Liquors*, was committed, had made several Amendments to the Bill: Which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Bill, with the Amendments, do lie on the Table.

Mr Fitzhugh, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Petition of the Feoffees and Trustees of the Town of *Fredericksburg*, in the County of *Spotsylvania*, to them referred; praying, That a Bill may be brought in, for vesting 243 square Poles, lately belonging to *Henry Willis*, Gent. deceased; and 220 square Poles, belonging to *John Lewis*, Gent. in the said Trustees, and those who purchased under them; and for obliging the Executors of the said *Henry Willis*, (to whom his lands are devised, for Payment of his Debts,) and the said *John Lewis*, to accept of a reasonable Consideration for their said Lands; and for compelling *John Royston*, and *Robert Buckner*, the Persons from whom the Town Land was purchased, or those claiming under them, to pay the same: And have examined into the Matter, and agreed upon a Report; That it appeared to the Committee, that by an Act of the General Assembly, made in the First Year of His present Majesty's Reign, *For Erecting a Town in each of the Counties of Spotsylvania, and King George*, 50 Acres of Land, Parcel of a Tract, belonging to *John Royston*, and *Robert Buckner*, of the County of *Glocester*, lying on the South Side of the River *Rappahannock*, in the County of *Spotsylvania*, were directed to be surveyed and laid out, taking in the whole Breadth of the said Tract of Land upon the River, by the Surveyor of the said County; and were vested in certain Trustees therein named, to be laid out in Lots and Streets, and fold, and for other Purposes therein mentioned: And the said Trustees were to pay the said *John Royston*, and *Robert Buckner*, out of the Money arising from the Sale, after the Rate of Forty Shillings for every Acre, of the said Fifty Acres of Land; and all the Overplus Money which should be raised by the Sale, was to be applied to Public Uses, for the Benefit of the Inhabitants of the said Town. That after the passing the said Act, *George Home*, then Surveyor of the said County of *Spotsylvania*, did survey and lay out Fifty Acres of Land, for the said Town of *Fredericksburg*; and divided the same into Lots and Streets, and returned a Plan thereof, to the Trustees, who made Sale of the Lots, according to the said Plan: But the original Bounds not being kept up, and Purchasers building very irregularly, the said Trustees did, on the 18th Day of *March*, 1739, cause the Bounds of the said Town to be re-surveyed by *William Waller*, the present Surveyor of the County: And by that Survey, it appears, that the Bounds of the said Town, as the same were laid out by the said *Home*, contain Fifty Acres and one Third of an Acre of Land, and includes 243 square Poles of the Land of the said late *Henry Willis*, deceased, at the lower End of the Town; and 220 square Poles of the Land of the said *John Lewis*, formerly belonging to *Mr Francis Thornton*, of *King George* County, at the Upper End of the Town; which have been laid out into Lots and Streets, and fold. It also appeared to the Committee, That when the said Town was first laid out, the Bounds of the Lands of the said *Henry Willis*, and *Francis Thornton*, were not truly known; and their Lands were included, by Mistake, instead of so much Land of the said *Royston*, and *Buckner*, at the back Part of the Town: And that the Mistake was not discovered 'til the Re-survey, in *March*, 1739. That the said *Henry Willis*, in his Life-time, purchased of the said *Robert Buckner*, his Part of the Tract aforesaid; which

Part

Part has been lately laid out into lots or Half Acres, and Streets, adjoining to the Town; and sold at about 8 £. 7 s. a Lot: And that the Lands of the said *Royston* and *Buckner*, which ought to have been included in the Town Bounds, is a Moiety of 410 square Poles out of each of their Parts; so that the Quantity of Land taken from the said *Henry Willis*, exceeds the Quantity of Land by him purchased of the said *Robert Buckner*, which ought to have been included in the Town Bounds, 38 square Poles. And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same were again twice read, and with Amendments, agreed to, by the House, as follows:

Resolved, That the Bounds of the Town of *Fredericksburg*, as the same were laid out by the Surveyor of the County of *Spotsylvania*, the 18th Day of *March*, 1739, be established; and that the Lands of the said *Henry Willis*, deceased, and *John Lewis*, thereby included, be vested in the Trustees of the said Town, and those claiming under them; they the said Trustees paying for the same, out of the Money arisen, or to arise, from the Sale of the Lots in the said Town, Forty Shillings to the Executors of the said *Henry Willis*, and Ten Pounds to the said *Lewis*.

Resolved, That that Part of the Petition, praying, That the said *John Royston*, or those claiming under him, may be compelled to repay the said Trustees, the Purchase Money of the 205 square Poles of his Land, intended to be included within the Bounds of the said Town, by Mistake left out, be Rejected.

Ordered, That Mr *Waller*, and Mr *Thornton*, do prepare and bring in a Bill, pursuant to the Resolution agreed to, by the House.

Mr *Fitzhugh* reported, That the Committee appointed, had, according to Order, prepared a Bill, for appointing several Ferries; and altering the Name of a former Ferry: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

The House proceeded to the Consideration of the Amendments made by the Council, to the Bill, for Dividing the County of *Prince William*: And the same being severally read, were agreed to, by the House.

Ordered, That Mr *Fairfax* do carry the Bill to the Council, and acquaint them, That this House have agreed to the Amendments by them made, to the said Bill.

The House, according to Order, resolved itself into a Committee of the whole House, to consider further of the Bill, for reducing the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly. And after some Time spent therein, Mr *Speaker* resumed the Chair: And Mr *Fitzhugh* reported, That the Committee had made a further Progress in the Bill; and had directed him to move for Leave to sit again.

Resolved, That this House will, To-morrow Morning, resolve itself into a Committee of the whole House, to consider further of the said Bill.

Ordered, That the Chaplain do attend to read Prayers every Morning, at Nine o'Clock.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Friday, May 28, 1742.

TWO Claims of *Samuel White*, for taking up Three Runaways, therein mentioned, were presented to the House.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims in the Book of Claims.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, for Dividing the Parish of *Saint Martin*, in the County of *Hanover*, into Two distinct Parishes: And that Mr *Harris*, and Mr *Chiswell*, do prepare and bring in the same.

A Bill, intituled, An Act, for *Destroying Crows and Squirrels on the Eastern Shore*, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Conway* do carry the said Bill to the Council, for their Concurrence.

A Bill, intituled, An Act, for vesting certain entailed Lands, Parcel of a greater Tract therein mentioned, in *George Braxton*, the Younger, in Fee Simple; and for settling other Lands, of greater Value, to the same Uses, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Power* do carry the said Bill to the Council, for their Concurrence.

Mr *Carter* reported, That the Committee, to whom the Bill, for inspecting, weighing, and stamping all Pork and Beef in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation: And to amend the Act, intituled, An Act, *For ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch*, was committed; had made several Amendments to the Bill: Which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Bill, with the Amendments, do lie on the Table.

A Petition of *Thomas Todd*, of the County of *King and Queen*; praying, That 600 Acres of Land, devised by his Grandfather, *Thomas Todd*, unto *Bernard Todd*, Son of *Richard Todd*, and the Heirs of his Body, in Tail Male; which, by the said *Bernard's* Death, the Petitioner became seised of, may be vested in him in Fee Simple, upon his settling other Lands, of greater Value, in Lieu thereof; was presented to the House, and read.

Ordered, That Mr *Braxton* do prepare and bring in a Bill, according to the Prayer of the said Petition.

Mr *Fitzhugh* reported, That the Committee appointed, had, according to Order, prepared a Bill, for Explaining the Law concerning Collectors and Naval Officers Fees: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Mr *Fitzhugh* also, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Petition of *William Parks*, Printer, and their Report thereupon, to them recommitted: And had examined the Matter thereof, and agreed upon a Report; That it appeared to the Committee, from the Journals of this House, of the 7th of *June*, 1732, That a Petition of the said *William Parks*, was presented to this House, and read; praying, That the House would establish such a Salary, for Printing the Laws, Proclamations, and Journals of Assembly, for Public Use, as might enable him to continue and carry on his Business of Printing in this Colony: Which Petition was ordered to lie on the Table; and a Committee was appointed to receive his Proposals; and they were ordered to report the same, with their Opinion thereupon, to the House. And on the 10th Day of the same Month, the said Committee reported, That they had received the Proposals of Mr *Parks*, for Printing the Laws and Journals; and agreed upon a Report thereupon, as followeth: "Your Committee have, according to Order, received the Proposals of Mr *William Parks*, Printer, which are, that for the Sum of 120 Pounds *per Annum*, he will Print the Governor's Speech, and the Addresses of both Houses, and the Journal of this House, every Session; and deliver a Copy of each of them to every Member: That he will Print the Public Laws of every Session, and deliver a Copy of them stitched, to every Member, and every Justice of the Peace in the Colony: And that he will deliver a Copy of the Laws of every Session, well bound, to the Secretary's Office, and to every County Court in the Colony. Upon Consideration of the said Proposals, your Committee are of Opinion, that they are reasonable. But as the Clerk of this House will lose, by these Proposals, a considerable Perquisite of his Office, arising from the Copies of the Laws for the Secretary's Office, and the several County Courts; and that he will, notwithstanding, have considerable Trouble and Care, in correcting the Press, and making the Tables; your Committee are of Opinion, that besides the usual Allowance, as Clerk, and for the Four fair Copies of the Journals, and the Laws, which must still

"be

"be written, there be allowed him the further Sum of 50 Pounds every Session: Whereupon it was Resolved, That a Salary of 120 Pounds *per Annum*, be paid to the said *William Parks*, in Consideration of Printing the several Matters mentioned in the said Report, according to the said Proposals; and that his Salary should commence at the End of that Session, to be paid Half Yearly." To which *Resolve*, the Council agreed; and the Governor was pleased to give his Assent. That on the Fifth Day of *December*, 1738, another Petition of the said *William Parks*, was presented to this House; praying, That in Regard to the Increase of his Business, in Printing those Things which were to be printed at the Public Expence, and the taking off the Drawback of the Duty upon Paper, an additional Salary might be allowed him; which Petition was then ordered to lie on the Table, to be perused by the Members of the House: And on the 18th Day of the same Month, the House proceeded to the Consideration of the said Petition; and thereupon Resolved, That an additional Salary of 80 Pounds *per Annum* should be paid to the said *William Parks*, to commence from the last of that Instant: To which *Resolve*, the Council also agreed; and the Governor was pleased to give his Assent. Before the passing of which *Resolve*, the said *Parks* had, by Directions of this House, printed the Private Acts of the Two last preceeding Sessions: And at the passing the said *Resolve*, this House did also Order, That the said Mr *Parks* should Print, in his *Gazettes*, the Naval Officers Quarterly Lists of Entries and Clearances, with the Cargoes of Vessels in this Colony: And the Governor and Council did also Order, That the said Mr *Parks* should Print all the Proclamations, and such Orders of Council, as their Honours should think fit to be published, to be sent to all the Counties: For which Service he was, 'til then, paid out of the Money arising from the Impost of Two Shillings a Hoghead. Their Honours did also enjoin him to Print Promissory Notes and Receipts for the Duty on Slaves; and to give as many of them as should be required, to the Persons who should have the Selling of Slaves, without any other Fee or Reward, than his Salary. That on the 16th Day of *June*, 1740, upon a Motion made, this House Resolved, That the said Mr *Parks* should be obliged, for the Salary of 200 Pounds a Year, to Print the Inspectors Notes and Books, without any further Allowance. It also appears to this Committee, That before the passing the last *Resolve*, the said Mr *Parks* was Annually paid by the Treasurer of this Colony, for the said Inspectors Notes and Books, after the Rate of Three Half Pence a Sheet; which amounted, one Year with another, to near 70 Pounds: And that since the passing the said *Resolve*, the said Mr *Parks* hath Printed and Delivered out Inspectors Notes and Books, to the Amount of 119 *l.* 12 *s.* 6 *d.* And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same were again read, and agreed to, with some Amendments, by the House, as follows:

Resolved, That the said *William Parks* be allowed 119 *l.* 12 *s.* 6 *d.* besides his Salary, in full Satisfaction for all Public Services by him hitherto perform'd.

Resolved, That the Sum of 230 *l.* *per Annum* be allowed the said *William Parks*, from this Time, to the next Session of Assembly, for his Salary, and as a full Recompence, for Printing and Delivering Inspectors Notes and Books, Notes and Receipts for the Duty on Slaves, Printing Proclamations, and other Acts of Government, and all other Public Services he is now obliged to perform.

Ordered, That Mr *Conway* do carry the said *Resolve* to the Council, for their Concurrence.

Ordered, That it be an Instruction to the Committee of Claims, to make the Allowance in the Book of Claims, pursuant to the other Resolution agreed to, by the House.

The House, according to Order, resolved itself into a Committee of the whole House, to consider further of the Bill, for reducing the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly. And after some Time spent therein, Mr *Speaker* resumed the Chair: And Mr *Fitzhugh* reported, That the Committee had made a further Progress in the Bill; and had directed him to move for Leave to sit again.

Resolved,

Resolved, That this House will, To-morrow, resolve itself into a Committee of the whole House, to consider further of the said Bill.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Saturday, May 29, 1742.

A Petition of Mr *Anthony Walke*, a Member of this House, was presented to the House, and read; praying an Allowance for a Negro Man, who, to avoid Punishment for breaking open his Store, fled, and drowned himself.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr *Beverly*, from the Committee of Claims, reported, That the Committee had had under their Consideration, divers Petitions to them referred: And had come to several Resolutions thereupon: which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

Mr *Nelson* moved for Leave to bring in a Bill, to pull down the Bridge built a-crofs *Pamunky River*, at *Newcastle-Town*, pursuant to the Act of Assembly, made in the Year 1740. And the Question being put thereupon, It passed in the Negative.

Resolved, That the said Motion, be Rejected.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, for making the said Bridge more commodious: And it is referred to Mr *Attorney*, Mr *Fitzhugh*, Mr *Power*, Mr *Beverly*, and Mr *Hedgman*, to prepare and bring in the same.

The House, according to Order, resolved itself into a Committee of the whole House, to consider further of the Bill, for reducing the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly. And after some Time spent therein, Mr *Speaker* resumed the Chair: And Mr *Fitzhugh* reported, That the Committee had made a further Progress therein; and had directed him to move for Leave to sit again.

Resolved, That this House will, on *Monday* next, resolve itself into a Committee of the whole House, to consider further of the said Bill.

Ordered,

That the House be adjourned 'til *Monday* Morning, Ten o'Clock.

Monday, May 31, 1742.

M R. *Harris*, according to Order, presented a Bill, for Dividing the Parish of *Saint Martin*, in the County of *Hanover*; and Erecting the same into Two distinct Parishes: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

A Petition of fundry the Inhabitants of the Upper Parish of the County of *Nansemond*; praying, That Part of the said Parish might be added to the Parish of *Suffolk*, in the same County, was presented to the House. And the Question being put, That the said Petition be received, It passed in the Negative.

Resolved, That the said Petition be Rejected.

A Petition of the Justices of the Counties of *Princess-Anne* and *Norfolk*, setting forth, That they were obliged to give an additional Salary of Twelve Pounds, in order to procure Inspectors to serve at the Warehouses in those Counties; and praying, That the House will reimburse them that Money.

Also

Also a Petition of *John Lewis*, Esq; setting forth, That a Negro Man Slave, belonging to him, was apprehended and put into Prison, for breaking open and robbing the Store of Messieurs *Whiting* and *Montague*; and to avoid the Punishment of the Law, he broke Prison, and made his Escape, and had never since been heard of; and praying, That this House will make him such Allowance, as they shall think fit.

And also a Petition of *Charles Brown*, setting forth, That a Negro Man Slave, belonging to Two of the Petitioner's Children, ran away, and burnt his Kitchen; and being outlawed, hanged himself; and praying the Consideration of the House therein, were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Claims: And that they do examine the Matters thereof; and report the same, with their Opinion thereupon, to the House.

Ordered, That Mr *Eyre* have Leave to be absent from the Service of the House 'til Monday Se'nnight.

Mr *Richard Randolph* moved for Leave to present a Bill, to explain and amend Part of an Act, intituled, An Act *Directing the Duty of Surveyors of Land; and ascertaining their Fees*; for so much as relates to issuing Plots or Copies of Surveys. And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

A Bill, to oblige the Justices of the County Courts to provide Public Seals, was read the second Time.

Ordered, That the said Bill be committed to Mr *Beverly*, Mr *Attorney*, and Mr *Ludwell*.

A Bill, for enabling the Justices of the County Courts to make Contracts, which may be binding upon themselves, and their Successors, was read a second Time; and an Amendment made to the Bill, at the Table.

Ordered, That the said Bill be Ingrossed.

A Bill, to explain the Law concerning Collectors and Naval Officers Fees, was read the second Time.

Ordered, That the said Bill be committed to Mr *Conway*, Mr *Hutchins*, Mr *Burwell*, and Mr *McCarty*.

The House, according to Order, resolved itself into a Committee of the whole House, to consider further of the Bill, for reducing the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly. And after some Time spent therein, Mr *Speaker* resumed the Chair: And Mr *Fitzhugh* reported, That the Committee had made a further Progress in the said Bill; and had directed him to move for Leave to sit again.

Resolved, That this House will, To-morrow Morning, resolve itself into a Committee of the whole House, to consider further of the said Bill.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Tuesday, June 1, 1742.

UPON a Motion made,

Ordered, That the Committee of Propositions and Grievances be discharged from preparing a Bill, for empowering the Vestry of the Upper Parish in *Nanfemond*, to sell certain Lands, devised by the Will of *William Cadowgan*, deceased, to charitable Uses.

A Petition of *Anne Williams*, setting forth, That her Husband, *Henry Williams*, was enlisted a Soldier in this Colony, and died on the Island of *Cuba*; and praying, That this House will take her Case into Consideration, was presented to the House, and received.

Ordered,

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr *Attorney*, according to Order, presented a Bill, for making the Bridge over *Pamunky* River, at *Newcastle-Town*, more commodious: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Mr *Fitzhugh*, according to Order, presented a Bill, to empower the Justices of *Elizabeth-City* County, to erect Pounds; and for other Purposes therein mentioned: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Mr *Beverly*, from the Committee of Claims, reported, That the Committee had had under their Consideration, the Petition of *John Lewis*, Gent. to them referred: And had come to a Resolution thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same was again read, and agreed to, by the House, as follows:

Resolved, That the Allegations of the said Petition are true: And that the Petitioner be allowed 35 *l.* by the Public, for the Slave therein mentioned.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, pursuant to the said Resolution.

A Petition of *Richard Littlepage*, praying, That a Ferry may be appointed over *Pamunky* River, from his Landing to the opposite Side, now called *Taylor's* Landing; was presented to the House, and read.

Ordered, That the said Petition do lie on the Table.

Mr *Harrison*, according to Order, presented a Bill, for Repealing the Act, giving a Reward for killing Wolves; and all other Acts relating thereto: And also the Act, for lessening the Reward for killing young Wolves; and for preventing Frauds in obtaining Certificates for Wolves Heads: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

A Petition of the Upper Inhabitants of the County of *Orange*, was recommended by the Governor and Council, to the Consideration of the House; praying, that a duty may be laid on all Horses drove through this Colony, from the Northward to the Southward; and also upon all Cattle drove from the Southward to the Northward; and for other Purposes therein mentioned.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

A Petition of *John Holt*, praying, That the Bridge over *Hog-Island* Creek, may be kept at the Public Charge, was presented to the House. And the Question being put, That the said Petition be received, It passed in the Negative.

Resolved, That the said Petition be Rejected.

A Bill, intituled, An Act, for enabling the Justices of the County Courts, to make Contracts, which may be binding upon themselves, and their Successors, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Beverly* do carry the said Bill to the Council, for their Concurrence.

The House, according to Order, resolved itself into a Committee of the whole House, to consider further of a Bill, for reducing the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly. And after some Time spent therein, Mr *Speaker* resumed the Chair: And Mr *Fitzhugh* reported, That the Committee had made a further Progress in the Bill; and had directed him to move for Leave to sit again.

Resolved, That this House will, To-morrow, resolve itself into a Committee of the whole House, to consider further of the said Bill.

A Claim of *John Taylor*, for taking up a Runaway Negro, therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, in the Book of Claims.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Wednesday, June 2, 1742.

MR. *Fitzhugh*, according to Order, presented a Bill, for preventing Loffes from Drivers passing with Cattle through this Colony; and for laying a Duty upon Horses imported: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Mr *Fitzhugh*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers other Propositions and Grievances, to them referred: And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

Mr *Reddick* reported, That the Committee appointed to enquire into the Report of the Commissioners appointed, pursuant to an Act of Assembly, made in the Twelfth Year of His Majesty's Reign, *For the Relief of certain Persons who were Sufferers in the Loss of the Records of the County of Nansemond*, find, that the said Commission is returned; but that there are no Depositions taken, pursuant thereto.

A Bill, for making the Bridge over *Pamunky River*, at *Newcastle-Town*, more commodious, was read the second Time.

Ordered, That the said Bill be committed to Mr *Attorney*, Mr *Fitzhugh*, Mr *Carter*, and Mr *Richard Randolph*.

Mr *Reddick* moved for Leave to present a Bill, for the Relief of those Persons who were Sufferers in the Loss of the Records in the County of *Nansemond*, whose Losses have not been already provided for: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

A Message from the Council, by Mr *Nelson*:

That they have agreed to the Bill, intituled, An Act, for Dividing the County of *Hanover*; and Erecting the Upper Part thereof into a distinct County.

Also to the Bill, intituled, An Act, for continuing the Act, *For allowing Fairs to be kept in the Town of Fredericksburg*.

Also to the Bill, intituled, An Act, for destroying Crows and Squirrels, on the *Eastern Shore*.

And also to the Bill, intituled, An Act, for enabling the Justices of the County Courts to make Contracts, which may be binding upon themselves, and their Successors, without any Amendments.

And that they have passed a Bill, intituled, An Act, for explaining and amending the Act, intituled, *Vestries appointed*: To which they desire the Concurrence of this House.

The House, according to Order, resolved itself into a Committee of the whole House, to consider further of the Bill, for reducing the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly. And after some Time spent therein Mr *Speaker* resumed the Chair: And Mr *Fitzhugh*, from the Committee, reported, That they had gone through the Bill; but not having Time to draw up the Report, the Committee had directed him to move for Leave to sit again.

Resolved, That this House will, To-morrow, resolve itself into a Committee of the whole House, to draw up the said Report.

Upon a Motion made,

Ordered,

Ordered, That Leave be given to bring in a Bill, to oblige the Inspectors to attend 'til the laft Day of *August*, for this prefent Year. And that Mr *Fitzhugh* do prepare and bring in the fame.

An Ingroffed Bill from the Council, intituled, An Act, for explaining and amending the Act, intituled, Vestries appointed, was read the firft Time: And ordered to be read a fecond Time.

Ordered,

That the Houfe be adjourned 'til To-morrow Morning, Ten o'Clock.

Thursday, June 3, 1742.

THE Houfe proceeded to the Confideration of the Report from the Committee of Propofitions and Grievances, made Yefterday: And the fame was read, and agreed to, as follows:

Resolved, That the Propofal of *Joshua Fry*, and *Robert Brooke*, to make an exact Survey of this Colony, and to print and publifh a Map thereof; in which fhall be laid down the Bay, the Navigable Rivers, with their Soundings, Counties, Parifhes, Towns, and Gentlemens Seats, and whatever elfe is remarkable, be referred to the Confideration of the next Seffion of Affembly.

Resolved, That the Propofition from the County of *Prince George*, for Dividing the Parifh of *Bristol*, in that County, and Erecting the fame into Two diftinct Parifhes; and for obliging the Inhabitants of the Lower Parifh to repay to the Inhabitants of the Upper Parifh, a proportionable Part of the Expence for Erecting the Churches, and Purchafing the Glebe in the Lower Parifh, is reafonable.

Resolved, That the Petition of the Inspectors at the Public Warehoufes at *Shoccoe's*, in *Henrico* County, for an additional Salary to be allowed them, for the Time they have attended the faid Warehoufes, fince the General Affembly in *May*, 1740, longer than they were obliged to attend, be Rejected.

Resolved, That the Petition of the Inspectors at the Public Warehoufes at *Warwick*, in *Henrico* County, for an additional Salary to be allowed them, for the Time they have attended the faid Warehoufes, fince the General Affembly in *May*, 1740, longer than they were obliged to attend, be Rejected.

Resolved, That the Propofition from the Inhabitants of *Charles* Parifh, in the County of *York*, to have that Parifh enlarged, be Rejected.

Resolved, That the Propofition from the County of *Henrico*, for eftablifhing the Town of *Richmond*, in that County, as the fame is now laid off, or may be laid off, is reafonable.

Upon Confideration of the Propofition from the County of *Nanfemond*, for putting down the Town of *Nanfemond*; and Erecting a new Town at *Conftance's* Warehouse, in that County;

Resolved, That fo much of the faid Propofition, as relates to putting down the Town of *Nanfemond*, be Rejected.

Resolved, That a Town to be erected at *Conftance's* Warehouse, will be commodious for Trade and Navigation.

Ordered, That the Committee of Propofitions and Grievances, do prepare and bring in a Bill or Bills, purfuant to the feveral Refolutions agreed to, by the Houfe. And that it be an Inftruction to the faid Committee, to receive a Clause or Claufes in the Bill, for eftablifhing the Town of *Richmond*, in the County of *Henrico*, as the fame is now laid off, or may be laid off, for allowing Fairs to be held in the faid Town.

Mr *Fitzhugh*, according to Order, prefented a Bill, to oblige the Inspectors to attend at the Warehoufes 'til the Laft Day of *August*, in this prefent Year. And the fame was received, and read the firft Time.

Ordered,

Ordered, That the Bill be read a second Time. And the same was read a second Time accordingly.

Ordered, That the Bill be Ingrossed.

Mr *Beverley* reported, That the Committee to whom the Bill, to oblige the Justices of the County Courts to provide Public Seals, was committed, had made several Amendments thereto: Which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Bill, with the Amendments, be Ingrossed.

Mr *Wormley* moved for Leave to present a Bill, for preventing the Playing at certain Games therein mentioned: And the same was received, and read the first Time. And the Question being put, That the said Bill be read a second Time, It passed in the Negative.

Resolved, That the said Bill be Rejected.

Mr *Burwell* moved for Leave to present a Bill, to exempt certain Persons therein mentioned, from being lifted in the Militia: And the same was received, and read the first Time. And the Question being put, That the said Bill be read a second Time, It passed in the Negative.

Resolved, That the said Bill be Rejected.

Mr *Attorney* reported, That the Committee to whom the Bill, for making the Bridge over *Pamunky* River, at *Newcastle-Town*, more commodious, was committed, had made several Amendments to the Bill: Which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table: Where the same were again read, and agreed to, by the House. And the Question being put, That the said Bill, with the Amendments, be Ingrossed, It passed in the Negative.

Resolved, That the said Bill be Rejected.

Mr *Conway*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, divers Depositions taken, and returned, pursuant to the Resolution of this House, touching the subject Matter of the Petition of Mr *Thomas-Wright Belfield*; complaining of an undue Election and Return of Mr *Robert Slaughter*, a Sitting Member, and Mr *Henry Downs*, to serve as Burgesses in this present General Assembly, for the County of *Orange*: And had come to several Resolutions thereupon; which he read in his Place, and then delivered in at the Table: Where the same were again read; and thereupon

Ordered, That the said Report be re-committed.

Mr *Carter*, from the Committee of Trade, reported, That the Committee had, according to Order, prepared an Address to His Majesty, and also a Petition to the Parliament of *Great-Britain*; complaining of the many Disadvantages that His Majesty's Subjects in this Colony labour under, through want of the same Liberty to export their Tobacco directly to Foreign Markets, that the Sugar Colonies have, of exporting their Sugars: Which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Address and Petition do lie on the Table for the Perusal of the Members.

Mr *Nelson* moved for Leave to bring in a Bill, to Repeal the Act, intituled, An Act, to oblige the Justices of *Surry* County, to repair and maintain a Bridge over *Nottoway* River; and permit a Bridge to be built, by Subscription, over *Pamunky* River; and to provide for the Support thereof, as to so much thereof, as relates to the said last mentioned Bridge. And the Question being put thereupon, It passed in the Negative.

Resolved, That the said Motion be Rejected.

Then Mr *Hedgman* moved for Leave to bring in a Bill, to oblige the Justices of *Hanover* and *King William* Counties, to make the said Bridge more commodious. And the Question being put thereupon, It passed in the Negative.

Resolved, That the said Motion be Rejected.

Mr *Fitzhugh*, according to Order, presented a Bill, to prevent the Obstruction of the Passage of the Fish towards the Heads of the Rivers, by Mill-Dams erected a-crofs the Rivers; and the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Mr *Fitzhugh* also, according to Order, presented a Bill, to repeal a Part of the Act, intituled, An Act, for Encouragement of building Water-Mills; and to explain another Part of the said Act; and the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Ordered, That Mr *Joseph Gray* have Leave to be absent from the Service of this House 'til *Monday* next.

The House, according to Order, resolved itself into a Committee of the whole House, to draw up the Report upon the Bill, for reducing the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly. And after some Time spent therein, Mr *Speaker* resumed the Chair: And Mr *Fitzhugh* reported, That the Committee had, according to Order, drawn up the said Report: And had made several Amendments to the Bill; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the Consideration of the said Report be referred 'til To-morrow.

A Bill, intituled, An Act, to oblige the Inspectors to attend 'til the Last Day of *August*, in this present Year, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Fitzhugh* do carry the said Bill to the Council, for their Concurrence.

A Bill, for appointing several new Ferries; and altering the Name of a former Ferry, was read the second Time.

Ordered, That the Bill be committed to Mr *Ruffin*, Mr *Ludwell*, and Mr *Simmons*.

The House proceeded to the Consideration of the Petition of *Richard Littlepage*: And the same was read.

Ordered, That it be an Instruction to the Committee, to whom the Bill, for appointing several new Ferries; and altering the Name of a former Ferry, was committed, to receive a Clause or Clauses, for appointing a Ferry from the Land of *Richard Littlepage*, over *Pamunky*, to the Land of *Claiborn*, now in the Tenure of the Reverend *Daniel Taylor*.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Friday, June 4, 1742.

Ordered,

THAT Mr *Eppes* have Leave to be absent from the Service of this House, 'til *Wednesday* next.

Upon a Motion made,

Ordered, That Mr *Thomas Todd* have Leave to withdraw his Petition, to vest certain entailed Lands therein mentioned, in him the said *Todd*, in Fee Simple; and for settling other Lands of greater Value, to the same Uses: And that the Committee appointed to prepare a Bill for the said Purpose, be discharged from the same.

The House proceeded to the Consideration of the Amendments to the Bill, for reducing the Laws made, *for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly; and the same were read, and Part thereof agreed to, by the House.

Ordered, That the said Bill, with the Amendments be ingrossed.

A Message from the Council, by Mr *Nelson*:

That they have agreed to the Bill, *To oblige the Inspectors to attend at the Warehouses 'til the last Day of August, in this present Year.*

And also to the *Resolve*, for allowing *William Parks*, from this Time 'til the next Session of Assembly, 230 *l. per Annum*, for his Salary, for all Public Services he is now obliged to perform; without any Amendments.

Ordered, That Mr *Cocke* have Leave to be absent from the Service of this House, 'til *Wednesday* next.

Mr

Mr *Conway*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Petition of Mr *Thomas-Wright Belfield*, to them referred; complaining of an undue Election and Return of Mr *Robert Slaughter*, a Sitting Member, and Mr *Henry Downs*, lately expelled this House, to serve as Burgeffes, in this present General Assembly, for the County of *Orange*; and the Depositions of divers Witneffes, as to the subject Matter of the Petition, taken and returned, pursuant to the Resolution of this House; and have agreed to a Report, That it appeared to the Committee, from the said Depositions, That Mr *Robert Slaughter*, Mr *Henry Downs*, Mr *Thomas-Wright Belfield*, Mr *Thomas Chew*, Mr *Zachariah Taylor*, Mr *William Ruffell*, and Mr *James Wood*, stood Candidates for the Election; and that the Poll was opened on *Friday* the Twentieth Day of *November* last, about Twelve of the Clock. That as soon as the Poll was opened, *John MacCoy*, *Honorius Powell*, *John Snow*, and *Timothy Terrill*, and several others, throng'd into the Court-house in a riotous Manner, and made such a Disturbance, that the Sheriff and Candidates were obliged to go out of the Court-house, 'til the House was clear'd, and the People appeas'd: And that the said Mr *Chew*, whilst he was on the Bench, called for a Bowl of Punch, and had it brought to him; upon which, the Sheriff stay'd the Poll, and said he would not have any Punch drank on the Bench, but wou'd have a fair Election; to which Mr *Chew* replied, he would have Punch, and drink it, and that the Sheriff should not hinder him. That as soon as the Tumults were appeas'd, the Candidates and Sheriff return'd into the Court-house, and proceeded in taking the Poll; Mr *Jonathan Gibson*, and *John Newport*, the Under-Sheriff, at their Desire and Permission, standing at each of the Court-house Doors, with drawn Swords across the Doors, in order to let the Voters pass in and out quietly and regularly in their Polling. That after the Under-Sheriff was placed at the Door, one Mr *John Rucker* came to the Door, and demanded Entrance, which he had; and then the said *Rucker* threw the Under-Sheriff and another Person headlong out of the Doors; and when the Under-Sheriff recovered his Post, the said *Rucker* insisted to clear the Doors, so that everyone might have free Entrance, and seized the Under-Sheriff's Sword with both his Hands, endeavouring to break it, which the Under-Sheriff prevented, by drawing it through his Hands. That then one *John Burk* came to the said *Rucker's* Assistance, and laid violent Hold on the Under-Sheriff, who was rescued by the By-standers. That towards Night, Mr *Gibson* quitted his Post at the Door, and immediately the People throng'd into the Court-house in a drunken riotous Manner, one of them jumping upon the Clerk's Table, and dancing among the Papers, so that the Sheriff was unable to clear the Bar, or the Clerks to take the Poll: Whereupon the Candidates desired the Sheriff to adjourn the Poll 'til Eight of the Clock the next morning; which he refus'd to do, unless the Candidates would give him Bond to indemnify him, saying, that by Law he was oblig'd to compleat the Election on the Day appointed, or to return the two foremost Candidates as Burgeffes; and several of the Candidates agreeing to give such Bond, the Under-Sheriff, by Direction of the High-Sheriff, adjourned the Poll 'til Eight of the Clock next Morning; and thereupon a great many of the Freeholders who had not voted, returned home; and Mr *Chew* and Mr *Belfield* went to Mr *Belfield's* House, near the Court-house, desiring Mr *Ruffell* to see Justice done them in their Absence. That when the Sheriff had prepared a Bond ready for the Candidates signing, Mr *Ruffell* carried it to Mr *Belfield's*, and offered it to Mr *Chew* and Mr *Belfield* to execute, who refused, saying the Poll was adjourn'd, and their Friends gone home. That when the said *Ruffell* returned to the Court-house, and the Sheriff understood that the Candidates would not sign the Bond, he caused Candles to be lighted about Eight of the Clock at Night, and opened the Poll; and thereupon Mr *Ruffell*, with several of the Freeholders, went into the Court-house, desiring the Sheriff to clear the Bar, and suffer those Freeholders to be polled; which he refused, and immediately proclaimed Mr *Slaughter* and Mr *Downs* duly elected, to serve as Burgeffes for *Orange* County; notwithstanding Mr *Ruffell*, in Behalf of himself and Mr *Belfield*, forbid him so to do. And that a great many of the Freeholders returned the next Morning according to the Adjournment, in order to

give

give their Votes, and were disappointed. It also appeared to the Committee, that the said *John Rucker* did, before and during the Time of the Election, give several large Bowls of Punch amongst the People, crying out for those Persons who intended to vote for Mr *Slaughter*, to come and drink of his Punch; and that the said *Rucker* stood at the Court-house, and kept out those Persons who were Mr *Belfield's* Friends; and after the Election was over, confessed he had won several Pistoles, upon Mr *Slaughter's* being elected the first Burgefs. Wherefore, upon the whole Matter, they had come to several Resolutions, which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Saturday, June 5, 1742.

MR. *Beverley*, from the Committee of Public Claims, reported, That the Committee had had under their Consideration, several Petitions to them referred: And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same were again read, and agreed to, by the House, with an Amendment, as follows:

Resolved, That the Allegations of the Petition of *Charles Brown*, in Behalf of Two of the Petitioner's Children, *John* and *Mary Brown*, for a Negro Man, of the said Children's, who burnt the Petitioner's Kitchen; and to avoid the Punishment of the Law, ran away, and was outlawed, and then hanged himself; are true: And that the said *John* and *Mary* ought to be allowed 30 Pounds for the said Slave, by the Public: And that the Money be applied towards the Purchasing of another Slave, for the same Uses.

On Consideration of the Petition of the Justices of *Norfolk* and *Princess-Anne*, to be reimbursed the Sum of 24 Pounds, which they paid to the Inspectors in the said Counties, more than their usual Salary settled by Law:

Resolved, That the Allegations of the said Petition, are true: And that they ought to be reimbursed the said Charge of 24 Pounds, by the Public.

On Consideration of the Petition of *Anthony Walke*, Gent. the Committee having reported, That it does not appear to them, that the Negro Man, *Amos*, therein named, was confederate with the other Negro *Devonshire*, therein also named, in the Felony for which the said *Devonshire* was convicted, and executed: And that the Petitioner only endeavoured to apprehend, whip, and examine him, about Two Pair of *Virginia* Shoes; telling the said *Amos*, if he could prove he had been Confederate with the said *Devonshire*, he would prosecute him for it: Upon which the said *Amos* broke away from his Overseer, and drowned himself:

Resolved, That the said Petition be Rejected.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances agreed to, by the House, in the Book of Claims.

A Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy; and taken and subscribed the Oath of Abjuration; and also subscribed the Test: was admitted to his Place in the House.

Mr *Conway*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Petition of *Edward Booker*, and others. Freeholders of the County of *Amelia*, to them referred; complaining of a corrupt Agreement between Mr *Joseph Scott*, a Sitting Member, and Mr *Richard Jones*, in compounding a Dispute between them, upon a Petition referred to the Committee; complaining of an undue Election and Return of the said Mr *Scott*, to serve as a Burgefs, in this present General Assembly, for the said County: And had fully heard as well the said *Edward Booker*,

Booker, as the said Mr *Scott*, and Mr *Jones*; and examined divers Witneffes, upon the Matter of the Complaint: Whereupon it appeared to the Committee, That the *Saturday* before the Day appointed, for examining into the Rights of the Freeholders who voted at the Election, Mr *Scott*, the Sitting Member, went to the Clerk's Office, to inform himself from the Records, concerning the same: And after he had been there some Time, Mr *Jones* also came for the same Purpose. And after searching the Records, he delivered a Lift of the Freeholders objected to, in Mr *Scott*'s Pole, to Mr *Scott*; and a Discourse arising between them, concerning their Controversy, Mr *Scott* asked Mr *Jones*, why he would run them to such an Expence and Charge, calling it a *Crofs and Pile Chance*. That the same Day, at a Muster at the Court-house, Mr *Scott* offer'd Mr *Jones*, if he would drop his Pretensions to the Election, to pay him the Expences he had been at about it: To which Mr *Jones* did not then agree; but that they afterwards agreed, that whichever of them should be found to have the Right of the Election, should pay the other his Charges: And that thereupon, Mr *Jones* did write the Letter to the Sheriff, already reported to this House; and did nor further prosecute his Petition. That the Expences computed and agreed to be paid by Mr *Scott*, to Mr *Jones*, were Three Pounds and Nineteen Shillings, as they had both confests'd; but the Rights of the Freeholders who voted at the Election, not being examined into, pursuant to the Resolution of this House, it cannot appear to the Committee, whether the said Mr *Scott*, or Mr *Jones* ought to represent the said County: Wherefore, upon the whole Matter, they had come to a Resolution; which he read in his Place, and afterwards delivered in at the Table: Where the same was again read, and agreed to, by the House, with some Amendments, as follows:

Resolved, That the said Mr *Scott*, and Mr *Richard Jones*, are each of them guilty of an Infringement of the Liberties of the People; a Misdemeanour and Breach of the Privileges of this House: And that therefore the Election of the said Mr *Scott*, be made void.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for Electing a new Burgesses, to serve in this present General Assembly, for the County of *Amelia*, in the Room of Mr *Joseph Scott*: And that Mr *Booker* do wait on the Governor, with the said Address.

A Petition of Mr *Richard Jones*, setting forth, That he hath attended the Committee of Privileges and Election, according to the Order of this House: And that he acknowledges his Fault, and is truly sorry for what he has done; and praying to be discharged out of Custody, paying Fees; was presented to the House, and read. And the Question being put thereupon, It passed in the Affirmative.

Ordered, That Mr *Richard Jones* be discharged out of Custody, upon paying Fees.

Ordered, That *John Collet*, being appointed Door-keeper to the Council, be discharged from giving his Attendance, as Door-keeper to this House.

A Petition of *William Ford*, praying to be appointed Door-keeper, in the Room *John Collet*, now appointed Door-keeper to the Council, was presented to the House, and read. And the Question being put thereupon, It passed in the Negative.

Resolved, That the said Petition be Rejected.

A Bill, for Dividing the Parish of *Saint Martin*, in the County of *Hanover*; and Erecting the same into Two distinct Parishes, was read a second Time.

Ordered, That the said Bill be committed to Mr *Harris*, and Mr *Chiswell*.

A Bill, for the Relief of those Persons who were Sufferers in the Loss of the Records of the County of *Nansemond*, whose Cases have not yet been provided for, was read the second Time.

Ordered, That the said Bill be Ingrossed.

A Petition of *Thomas Broadrib*, was presented to the House, and read; praying to be appointed Door-keeper in this House, in the Room of *John Collet*, now appointed Door-keeper to the Council. And the Question being put thereupon, It passed in the Affirmative.

Ordered, That *Thomas Broadrib* be appointed Door-keeper to this House, in the Room of *John Collet*: And that he attend accordingly.

The House proceeded to the Consideration of the Report from the Committee of Privileges and Elections, made Yesterday. And the same was read, and with an Amendment, was agreed to, by the House, as follows:

Resolved, That Mr *Robert Slaughter*, the Sitting Member, is not duly elected and returned a Burgess, to serve in this present General Assembly, for the County of *Orange*.

Resolved, That Mr *Richard Winslow*, Sheriff of the County of *Orange*, *John Rucker*, *John Burk*, *John MacCoy*, *Honorius Powell*, *John Snow*, and *Timothy Terrill*, are guilty of great Misdemeanours, and Breaches of the Privileges of this House.

Ordered, That the said *Richard Winslow*, *John Rucker*, *John Burk*, *John MacCoy*, *Honorius Powell*, *John Snow*, and *Timothy Terrill*, be sent for, in Custody of the Serjeant at Arms.

Ordered, That an Address be made to the Governor, to order a new Writ to issue, for Electing new Burgesses, to serve in this present General Assembly, for the County of *Orange*, in the Room of Mr *Henry Downs*, expelled this House, and Mr *Robert Slaughter*, who is not duly elected, to serve for the said County. And that Mr *Beverley* do wait on the Governor, with the said Address.

Ordered,

That the House be adjourned 'til *Monday Morning*, Ten o'Clock.

Monday, June 7, 1742.

MR. *Conway*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Return of the Writ, for Electing a Burgess, to serve in this present General Assembly, for the County of *Accomack*: And had come to a Resolution thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same was again read, and agreed to, by the House, as follows:

Resolved, That the Return of the said Writ is made, in the Form prescribed by Law.

Mr *Conway* reported, That the Committee, to whom the Bill, for explaining the Law, concerning Collectors and Naval Officers Fees, was committed, had made several Amendments thereto; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Bill, with the Amendments, do lie on the Table.

A Bill, for preventing the building of Wooden Chimnies in the Town of *Fredericksburg*, and pulling down such as are already built therein; and to restrain Hogs from going at large in the Town of *Fredericksburg*, and *Urbanna*, was read the second Time; and a Blank-filled up, and an Amendment made to the Bill, at the Table.

Ordered, That the said Bill be Ingrossed.

Mr *Fitzhugh*, according to Order, presented a Bill, for Erecting a Town at *Bray's Church*, in the County of *King George*.

Also a Bill, for Erecting a Town at *Constance's Warehouse*, in the County of *Nansemond*.

Also a Bill, for Dividing the Parish of *Bristol*, in the County of *Prince George* and Erecting the same into Two distinct Parishes; and other Purposes therein mentioned: And the same were received, and severally read the first Time.

Ordered, That the said Bills be read a second Time.

Mr *Carter*, according to Order, presented a Bill, for ascertaining the Measure and Gauge of all Pipe, Hoghead, and Barrel Staves and Headings, and Shingles: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Mr *Harris* reported, That the Committee, to whom the Bill, for Dividing the Parish of *Saint Martin*, in the County of *Hanover*, and Erecting the same into Two distinct Parishes,

Parishes, was committed, had made an Amendment thereto: Which he read in his Place, and afterwards delivered in at the Table: Where the same was again read, and agreed to, by the House.

Ordered, That the Bill, with the Amendment, be Ingrossed.

The House proceeded to the Consideration of the Amendments to the Bill, for inspecting, weighing, and stamping, all Pork and Beef packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation: And to amend the Act, intituled, An Act, *For ascertaining the Gauge of Barrels for Pork, Beef, Tar and Pitch*: And the same were read, and agreed to, by the House.

Ordered, That the said Bill, with the Amendments, be Ingrossed.

The House also proceeded to the Consideration of the Amendments to the Bill, for continuing the Act, intituled, An Act, *For laying a Duty upon Liquors*: And the same were read; and Part thereof, with some Amendments, agreed to, by the House.

Ordered, That the said Bill, with the Amendments, be Ingrossed.

An Ingrossed Bill, from the Council, for explaining and amending the Act, intituled, Vestries appointed, was read the second Time. And the Question being put, That the said Bill be committed, It passed in the Negative.

Then the Question was put, That the said Bill be read a third Time, It passed in the Negative.

Resolved, That the said Bill be Rejected.

A Bill, for explaining and amending the Laws, directing Security to be taken, upon the granting Certificates for obtaining Letters of Administration of Intestates Estates, was read the second Time. And the Question being put, That the said Bill be committed, It passed in the Negative.

Then the Question was put, That the said Bill be Ingrossed, It passed in the Negative.

Resolved, That the said Bill be Rejected.

A Message from the Council, by Mr *Nelson*:

That they have made an Amendment to the Bill, for Dividing the County of *King and Queen*; and adding the Upper Part thereof to the County of *Caroline*: To which they desire the Concurrence of this House.

A Bill to allow Persons, not concerned in making Tobacco, to discharge Levies and Officers Fees in Money; and to oblige Seafaring Men, being House-keepers in this Colony, to pay Levies, was read the second Time.

Ordered, That the Bill be committed to Mr *Attorney*, Mr *Boush*, and Mr *Elligood*.

A Bill, to empower the Justices of *Elizabeth-City* County, to erect Pounds; and for other Purposes therein mentioned, was read the second Time.

Ordered, That the said Bill be Ingrossed.

Ordered, That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Tuesday, June 8, 1742.

Ordered,

THAT Mr *Craford* have Leave to go Home, for the Recovery of his Health.

A Bill, intituled, An Act, for providing Public Seals for the several County Courts of this Colony, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Fitzhugh* do carry the said Bill up to the Council, for their Concurrence.

A Bill, intituled, An Act, for the Relief of those Persons who were Sufferers in the Loss of the Records of the County of *Nansemond*, whose Cases are not already provided for, was read the third Time.

Resolved, That the said Bill do pass.

Ordered,

Ordered, That Mr *Reddick* do carry the said Bill to the Council, for their Concurrence.

The House proceeded to the Consideration of the Report from the Committee of Claims, made on *Saturday* Se'nnight: And the same was read; and Part thereof agreed to, by the House, with an Amendment, as follows:

Resolved, That the Justices of the County of *Spotsylvania*, be allowed 12 *l.* a Year, additional Rent, from the 10th Day of *November*, 1740, to the 10th of *November*, 1742, for building Two new Warehouses at *Fredericksburg* Inspection.

Resolved, That the Petition of *James Reid*, Proprietor of the Public Warehouses at *Urbanna*, for an additional Rent for the said Warehouses, be Rejected; he being already allowed 13 *l.* a Year; which is a Rent sufficient.

Resolved, That the Petition of the Justices of *Isle of Wight* County, to pay them for Three old Warehouses at *Wainwright's*, which were burnt, be Rejected; they having already received for Rent, almost double the Sum which the said Warehouses cost.

Resolved, That the Justices of the County of *Effex* be allowed 3 *l.* additional Rent for one Year, from the 10th of *November*, 1741, to the 10th of *November*, 1742, for building a new Warehouse at *Jones's* Inspection, at *Piscataway*.

Resolved, That *Henry Fitzhugh*, Esq; Proprietor of the Public Warehouses at *Boyd's Hole*, in *Stafford* County, be allowed the additional Rent of 50 *s.* a Year, from the 10th of *November*, 1736, to the 10th of *November*, 1742; and of 50 *s.* a year, from the 10th of *November*, 1741, to the 10th of *November*, 1742, to reimburse him the Charge of building Two new Warehouses, at that Place.

Resolved, That the Justices of *Effex* County be allowed 18 *l.* to reimburse them the Charge of building a new Warehouse at *Bowler's* Inspection, in the Room of one that was burnt down.

Resolved, That the Petition of *William Cole*, Proprietor of the Public Warehouses at *Swinherd's*, for an additional Rent, for repairing a Warehouse at that Inspection, by Order of *Charles-City* County Court, be Rejected.

And to the Resolution of the Committee, on Consideration of the Petition of *John Mundell*, Keeper of the Public Goal, to be allowed for several Houses standing on the Prison Lots, claimed by the Widow of *John Carter*, late Goaler; and for the Charge of inclosing the Garden belonging to the said Prison; that the said Petition be Rejected.

61 And also to another Resolution of the said Committee, on Consideration of the Petition of *Mary Gilmer*, Widow: That the Allegations of the said Petition, are true; but that she is not entitled to any allowance, by Law, *William Gilmer*, her deceased Husband, dying on his Passage to *Jamaica*.

The House disagreed.

Resolved, That the Sum of 18 *l.* be allowed to the Widow of *John Carter*, deceased, for the Expence he was at, in building the said Houses: And that the Garden of the Prison be paved in, and paid for, out of the Public Money.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance, pursuant to the said Resolution: Also to allow the Sum of 10 *l.* to *Mary Gilmer*: And also to make the several Allowances agreed to, by the House, in the Book of Claims.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration, the Petition of *Anne Williams*, Widow, to them referred: And had come to a Resolution thereupon; which he read in his Place, and afterwards delivered in at the Table: Where the same was again read, and agreed to, by the House, as follows:

Resolved, That the Allegations of the said Petition, are true: And that the said Petitioner ought to be allowed 10 *l.* her deceased Husband dying at *Cuba*.

Ordered, That it be an Instruction to the Committee of Claims, to make the said Allowance in the Book of Claims.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Wednesday,

Wednesday, June 9, 1742.

A Bill, intituled, An Act, for reducing the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Randolph* do carry the said Bill to the Council, for their Concurrence.

Ordered, That Mr *Wormley* have Leave to be absent from the Service of this House, 'til Tuesday next.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Thursday, June 10, 1742.

THE Treafurer laid his Accounts before the House; and the Title thereof was read.

Ordered, That the said Accounts do lie on the Table, for the Perusal of the Members.

Mr *Carter*, from the Committee of Trade, reported, That the Committee had had under their Consideration, the present State of the Commerce of this Colony with the *West-Indies*, and other His Majesty's *American Plantations*: And had come to a Resolution thereupon; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

Mr *Ruffin* reported, That the Committee, to whom the Bill, for appointing several new Ferries; and altering the Name of a former Ferry, was committed, had made several Amendments thereto: Which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Bill, with the Amendments, do lie on the Table.

Mr *Fitzhugh*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Petition of the Inhabitants of that Part of *Orange County*, called *Augusta*, to them referred; praying, That a Tax of 2 s. *per Annum* may be laid on every tithable Person in that Part of the said County of *Orange*, called *Augusta*: And that a Duty may be imposed on all Horses and Cattle, drove thro' the said Inhabitants, from the Northern or Southern Provinces: And a Penalty of 5 l. for every Offence, may be inflicted on Persons killing Deer, out of Season; and the Offenders be bound to their good Behavior. And that the Captains of the Militia, at every General Muster, in *September*, Yearly, may receive the said Tax, Duty, and Fines; and pay the same to Col. *James Patton*, *John Christian*, and *John Buchanan*, or some other Persons, who may be impowered to lay out the Money arising therefrom, in hiring Persons to kill and destroy the Wolves among the said Inhabitants; and in relieving their Poor, clearing Roads, and building Bridges: And that the said *James Patten*, *John Christian*, and *John Buchanan*, may perform the same, without Fee or Reward; and may account for the Money arising, as aforesaid, before the Captains of the Militia. And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

A Petition of *Richard Winslow*, Sheriff of the County of *Orange*; setting forth, That he had surrendered himself, in Custody of the Serjeant at Arms, pursuant to an Order of this House: And that he being now truly sensible of his Offences, is heartily sorry for the same; and is ready to submit to what this House shall please to order; was presented to the House, and read.

Ordered,

Ordered, That the said *Richard Winslow* be brought to the Bar of the House; that he receive a Reprimand from the Chair; and that he then be discharged out of Custody, paying Fees.

Accordingly he was brought to the Bar; and Mr *Speaker* spoke, as follows:

Mr *Richard Winslow*, This House have Resolved, That you have been guilty of a great Misdemeanour, and Breach of the Privilege of this House, in obstructing the Orange Election: But in Consideration of your Confession and Submission, they have been so favourable to you, as to command me only to Reprimand you; and I do reprimand you accordingly: And I am further to acquaint you, That it is their Pleasure, that you be discharged out of Custody, paying Fees.

A Bill, to prevent Losses from Drivers passing with Cattle thro' this Colony; and for laying a Duty upon Horses imported; was read the second Time.

Ordered, That the said Bill be committed to Mr *Harrison*, Mr *Beverley*, and Mr *Reddick*.

Mr *Waller*, according to Order, presented a Bill, to vest certain Lands therein mentioned, in the Feoffees and Trustees of the Town of *Fredericksburg*, and those Persons who have purchased under them. And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

A Bill, to Repeal a Part of the Act, intituled, An Act for Encouragement of building Water-Mills: And to explain another Part of the said Act, was read the second Time.

Ordered, That the said Bill be Ingrossed.

63 A Bill, to prevent the Obstruction of the Passage of Fish towards the Heads of the Rivers, by Mill-Dams erected across the Rivers, was read the second Time. And the Question being put, That the said Bill be committed, It passed in the Negative.

Then the Question was put, That the said Bill be Ingrossed, It passed in the Negative.

Resolved, That the said Bill be Rejected.

A Bill, for Dividing the Parish of *Bristol*, in the County of *Prince George*, and Erecting the same into Two distinct Parishes; and other Purposes therein mentioned, was read the second Time.

Ordered, That the said Bill be committed to Mr *Bland*, and Mr *Eppes*.

And that it be an Instruction to the said Committee, to receive a Clause or Clauses, to oblige the Parish of *Dale* to sell the Glebe formerly belonging to *Bristol* Parish; and which, upon the Division of the said Parish, fell into *Dale* Parish; and to pay *Bristol* Parish their proportionable Part of the Value of the said Glebe.

A Bill, for Erecting a Town at *Bray's Church*, in the County of *King George*, was read the second Time.

Ordered, That the said Bill be committed to Mr *McCarty*, Mr *Carter*, and Mr *Turner*.

A Bill, for Explaining the Charter granted to the City of *Williamsburg*, and for Enlarging the Jurisdiction of the Court of Hustings, within the said City, was read the second Time.

Ordered, That the said Bill be committed to Mr *Harmer*, Mr *Attorney*, Mr *Fitzhugh*, Mr *Nelson*, Mr *Harrison*, and Mr *Power*.

A Bill, for Repealing the Act, giving a Reward for killing Wolves; and Repealing all other Acts relating thereto: And also the Act, for lessening the Reward for killing young Wolves; and for preventing Frauds in obtaining Certificates for Wolves Heads, was read the second Time. And the Question being put, That the said Bill be Ingrossed, It passed in the Negative.

Resolved, That the said Bill be Rejected.

A Bill, for building a Bridge over the River *Rappidanne*, at *Germanna*, by Subscription; and to provide for the Support thereof; was read the second Time. And the Question being put, That the said Bill be Ingrossed, It passed in the Negative.

Resolved, That the said Bill be Rejected.

A Motion was made, That the House be adjourned. And the Question being put thereupon, It passed in the Negative.

A Bill, to explain and amend Part of an Act, intituled, An Act, directing the Duty of Surveyors of Land; and ascertaining their Fees; for so much as relates to issuing Plots or Copies of Surveys, was read the second Time.

Ordered, That the said Bill be committed to Mr *Richard Randolph*, Mr *Waller*, and Mr *Reddick*.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Friday, June 11, 1742.

Ordered,

THAT Mr *Booker* have Leave to be absent from the Service of this House, 'til *Thursday* next.

Mr *Beverley*, from the Committee of Public Claims, reported, That the Committee had examined and considered all the Public Claims, which had been laid before them this Session: And had agreed upon a Report, which he had entered in a Book; and he delivered the Book in at the Table.

Ordered, That the said Report do lie on the Table, for the Perusal of the Members. Upon a Motion made,

Ordered, That the Treasurer's Accounts be referred to the Consideration of Mr *Carter*, Mr *Harrison*, Mr *Richard Randolph*, Mr *Nelson*, and Mr *Braxton*: And that they do examine the several Articles of the said Accounts; and report the Ballance, as it shall appear to them, to the House.

Ordered, That the Committee of Propositions and Grievances be discharged from proceeding any further on any Petitions, relating to Inspectors Salaries, and the Rents of the Warehouses.

Mr *Fitzhugh*, according to Order, presented a Bill, for Establishing the Town of *Richmond*, in the County of *Henrico*; and allowing Fairs to be kept therein: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

The House proceeded to the Consideration of the Amendment proposed by the Council, to the Bill, for Dividing the County of *King and Queen*; and adding the Upper Part thereof to the County of *Caroline*: And the same was read, and agreed to, with some Amendments.

Ordered, That a Message be sent to the Council, to acquaint them, That this House hath agreed to the Amendment, by them proposed to the said Bill, with some Amendments: And that Mr *Braxton* do go up with the said Message.

The House also proceeded to the Consideration of the Amendments to the Bill, for appointing several new Ferries; and altering the Name of a former Ferry: And the same were twice read; and Part thereof, with some Amendments, agreed to, by the House.

Ordered, That the said Bill, with the Amendments, be Ingrossed.

A Bill, for Erecting a Town at *Constance's* Warehouse, in the County of *Nansemond*, was read a second Time.

Ordered, That the said Bill be committed to Mr *Reddick*, and Mr *Baker*.

A Motion was made, That the House immediately proceed to the Consideration of the Address to His Majesty, and Petition to the Parliament: Whereupon a Debate arose; and the Question being put thereupon, It passed in the Negative.

Resolved, That this House will take into Consideration the said Address and Petition on *Tuesday* next.

Ordered,

Ordered, That there be a Call of the House, on *Tuesday* next.

A Bill, for ascertaining the Measure and Gauge of all Pipe, Hoghead, and Barrel Staves, and Headings, and Shingles, was read the second Time; and a Blank filled up, and Two Amendments made to the Bill.

Ordered, That the said Bill be Ingrossed.

A Bill, to vest certain Lands therein mentioned, in the Feoffees and Trustees of the Town of *Fredericksburg*, and those Persons who have purchased under them, was read the second Time.

Ordered, That the said Bill be Ingrossed.

The House proceeded to the Consideration of the Report from the Committee of Propositions and Grievances, made Yesterday: And the same was read, and agreed to, by the House, as follows:

Resolved, That the Part of the said Petition, which prays for a Tax of Two Shillings to be raised, collected, and applied, according to the Petition, is reasonable.

Resolved, That the other Parts of the said Petition, for laying a Duty upon Horses and Cattle; and a Penalty on Persons killing Deer at unreasonable Times, be Rejected.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, pursuant to the Resolution agreed to, by the House.

A Bill, intituled, An Act, for inspecting, weighing, and stamping, all Pork and Beef packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation: And to amend the Act, intituled, An Act, *For ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch*, was read the third Time, and the Blanks filled up.

Resolved, That the said Bill do pass.

Ordered, That Mr *Carter* do carry the said Bill up to the Council, for their Concurrence.

Ordered, That Mr *Nelson* have Leave to be absent from the Service of this House 'til *Monday* next.

A Bill, intituled, An Act, to Repeal a Part of the Act, for Encouragement of building Water-Mills; and to Explain another Part of the said Act, was read the third Time. And the Question being put, That the said Bill do pass, It passed in the Negative.

Resolved, That the said Bill be Rejected.

A Bill, intituled, An Act, for Dividing the Parish of Saint *Martin*, in the County of *Hanover*, and Erecting the same into Two distinct Parishes, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Harris* do carry the said Bill up to the Council, for their Concurrence.

A Bill, intituled, An Act, for continuing and amending the Act, intituled, An Act, *For laying a Duty upon Liquors*, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Attorney* do carry the said Bill up to the Council, for their Concurrence.

A Bill, intituled, An Act, for preventing the building of Wooded Chimnies in the Town of *Fredericksburg*, and pulling down such as are already built therein; and to restrain Hogs from going at large in the Towns of *Fredericksburg*, and *Urbanna*, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Waller* do carry the said Bill up to the Council, for their Concurrence.

Mr *Harmer* reported, That the Committee, to whom the Bill, for explaining the Charter granted to the City of *Williamsburg*; and for enlarging the Jurisdiction of the Court of Hustings, within the said City, was committed, had made several Amendments thereto: Which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table: Where the same were again read, and agreed to, by the House.

Ordered,

Ordered, That the said Bill, with the Amendments, be Ingrossed.

Mr *Wall* moved for Leave to present a Bill, to make the Act, to encourage Settlements on the Southern Boundary of this Colony, more extensive: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Ordered, That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Saturday, June 12, 1742.

Ordered,

THAT Mr *Sweney* have Leave to be absent from the Service of this House, 'til *Tuesday* next.

Mr *Fitzhugh*, according to Order, presented a Bill, for laying a Tax on the Inhabitants of *Augusta* County; and appropriating the Money arising thereby, to their Use.

Also a Bill, for obliging the Vestry of the Parish of *Albemarle*, in the County of *Surry*, to erect a new Church, convenient for the lower Inhabitants of the said Parish: And the same were received, and severally read the first Time.

Ordered, That the said Bills be read a second Time.

A Message from the Council, by Mr *Staunton*:

That they have made several Amendments to the Bill, for reducing the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly.

Also to the Bill, intituled, An Act, to enable *Frances Greenhill* to sell and dispose of her Lands, and other Estate, by Deed or Will, notwithstanding her Husband, *Joseph Greenhill*, shall happen to be living; and for other Purposes therein mentioned: To which they desire the Concurrence of this House.

And that they have agreed to the Bill, intituled, An Act, to vest certain entailed Lands, Parcel of a greater Tract therein mentioned, in *George Braxton*, the Younger, in Fee Simple; and for settling other Lands, of greater Value, to the same Uses, without any Amendment.

And that they have agreed to the Amendments by this House proposed, to the Amendments by them made, to the Bill, for Dividing the County of *King and Queen*; and adding the Upper Part thereof to the County of *Caroline*.

The House proceeded to take into their Consideration, the Book of Claims: And Part thereof was read, and agreed to, by the House, with some Amendments.

Ordered, That the further Consideration of the said Book, be adjourned 'til *Monday* next.

A Message from the Council, by Mr *Staunton*:

That they have agreed to the Bill, intituled, An Act, for preventing the building Wooden Chimnies in the Town of *Fredericksburg*, and pulling down such as are already built therein; and to restrain Hogs from going at large in the Towns of *Fredericksburg*, and *Urbanna*.

Also to the Bill, intituled, An Act, for the Relief of those Persons who were Sufferers in the Loss of the Records of the County of *Nansemond*, whose Cases have not already been provided for.

And also to the Bill, for Dividing the Parish of *Saint Martin*, in the County of *Hanover*: and Erecting the same into Two distinct Parishes; without any Amendments.

And that they have made some Amendments to the Bill, intituled, An Act for continuing and amending the Act, intituled, An Act, *For laying a Duty upon Liquors*: To which they desire the Concurrence of this House.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, for reducing the Laws made, *For amending the Staple of Tobacco*; and

and for preventing Frauds in His Majesty's Customs, into one Act of Assembly: And the same were read, and Part thereof agreed to, by the House.

Ordered, That a Message be sent to the Council, to acquaint them, That this House have agreed to some of the Amendments by them proposed to the said Bill; and disagreed to others: And that they desire they will pass the said Bill, with the Amendments agreed to. And that Mr *Randolph* do go up with the said Message.

Mr *Reddick* reported, That the Committee, to whom the Bill, for Erecting a Town at *Constance's* Warehouse, in the County of *Nanfemond*, was committed, had made several Amendments thereto: Which he read in his Place, and afterwards delivered in at the Table: Where the same were again twice read; and Part thereof agreed to, by the House, and several Blanks in the Bill filled up.

Ordered, That the said Bill, with the Amendments, be Ingrossed.

Ordered, That Mr *Kennon* have Leave to be absent from the Service of the House, 'til *Wednesday* next.

Mr *Randolph* reported, That the Committee, to whom the Bill, to explain and amend Part of an Act, intituled, An Act, directing the Duty of Surveyors of Land; and ascertaining their Fees; for so much as relates to issuing Plots or Copies of their Surveys, was committed; had made several Amendments thereto: Which he read in his Place, and afterwards delivered in at the Table: Where the same were again twice read, and agreed to, by the House.

Ordered, That the said Bill, with the Amendments, be Ingrossed.

A Message from the Council, by Mr *Staunton*:

That they recede from the Amendments by them made to the Bill, intituled, An Act, for reducing the Laws made, *For amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into one Act of Assembly; which were disagreed to, by this House; and have passed the Bill, with the Amendments agreed to.

Ordered,

That the House be adjourned 'til *Monday* Morning, Ten o'Clock.

Monday, June 14, 1742.

MR. *Bland* reported, That the Committee, to whom the Bill, for Dividing the Parish of *Bristol*, in the County of *Prince George*, and Erecting the same into Two distinct Parishes; and other Purposes therein mentioned, was committed, had made several Amendments thereto: Which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table.

Ordered, That the said Bill, with the Amendments, do lie on the Table.

Mr *Harrison* reported, That the Committee, to whom the Bill, for preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty upon Horses imported, was committed; had made several Amendments thereto: Which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table.

Ordered, That the said Bill, with the Amendments, do lie on the Table.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, to enable *Frances Greenhill* to sell and dispose of her Lands, and other Estate, by Deed or Will, notwithstanding her Husband, *Joseph Greenhill*, shall happen to be living; and for other Purposes therein mentioned: And the same were twice read, and agreed to, by the House.

Ordered, That Mr *Attorney* do acquaint the Council, That the House hath agreed to the Amendments, by them made, to the said Bill.

Mr *Attorney* reported, That the Committee, to whom the Bill, to allow Persons, not concerned in making Tobacco, to discharge Levies, and Officers Fees, in money; and to oblige Seafaring Men, being Housekeepers in this Colony, to pay Levies, was committed;

committed; had made several Amendments thereto: Which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table.

Ordered, That the said Bill, with the Amendments, do lie on the Table.

The House resum'd the further Consideration of the Book of Claims: And the other Part thereof was read, and an Amendment was made thereto: And the Allowances of the several Officers being added, the Book was agreed to, by the House.

Ordered, That Mr *Beverley* do carry the Book to the Council, for their Concurrence. And that he do wait on the Governor, and desire his Assent.

A Message from the Council, by Mr *Staunton*:

That they have made several Amendments to the Bill, intituled, An Act, for inspecting, weighing, and stamping, all Pork and Beef, packed in this Colony, or imported for Sale, before the same be sold here, or shipped for Exportation: And to amend the Act, intituled, An Act, *For ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch*: To which they desire the Concurrence of this House.

A Bill, intituled, An Act, for Explaining the Charter granted to the City of *Williamsburg*; and for Enlarging the Jurisdiction of the Court of Huftings, within the said City, was read the Third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Attorney* do carry the said Bill to the Council, for their Concurrence.

Mr *Fitzhugh* moved for Leave to present a Bill, for paying the Burgeffes Wages in Money, for this present Session of Assembly.

And also a Bill, for Repealing Part of an Act, intituled, An Act, to prevent frivolous and vexatious Suits; and to regulate Attornies practising in the County Courts: And the same were received, and severally read the first Time.

Ordered, That the said Bills be read a second Time.

The House proceeded to the Consideration of the Amendment proposed by the Council, to the Bill, intituled, An Act, for continuing and amending the Act, intituled, An Act, *For laying a Duty upon Liquors*: And the same was twice read, and disagreed to, by the House.

Ordered, That a Message be sent to the Council, to acquaint them, That this House cannot agree to the Amendment by them proposed to the said Bill: And that they desire they will pass the Bill, without the amendment. And that Mr *Attorney* do go up with the said Message.

A Bill, intituled, An Act, for continuing the Act, intituled, An Act, *For laying an additional Duty upon Slaves, to be paid by the Buyers; and for encouraging Persons to enlist in His Majesty's Service; and for preventing Desertion*; as to so much thereof, as relates to the said additional Duty, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the said Bill do pass.

Ordered, That Mr *Attorney* do carry the said Bill up to the Council, for their Concurrence.

A Bill, intituled, An Act, for appointing several new Ferries, and altering the Name of a former Ferry; and for other Purposes therein mentioned, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Fitzhugh* do carry the said Bill to the Council, for their Concurrence.

A Bill, intituled, An Act, for ascertaining the Measure and Gauge of all Pipe, Hog-head, Barrel Staves, Headings, and Shingles, was read the Third Time. And the Question being put, That the said Bill do pass, It passed in the Negative.

Resolved, That the said Bill be Rejected.

A Message from the Council, by Mr *Staunton*:

That they do insist upon their Amendment to the Bill, intituled, An Act, for continuing and amending the Act, intituled, An Act, *For laying a Duty upon Liquors*.

A Bill, intituled, An Act, to explain and amend Part of an Act, intituled, An Act, directing the Duty of Surveyors of Land; and ascertaining their Fees; for so much, as relates to issuing Plots or Copies of Surveys, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Richard Randolph* do carry the said Bill to the Council, for their Concurrence.

A Bill, intituled, An Act, for erecting a Town at *Constance's* Warehouse, in the County of *Nansemond*, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Reddick* do carry the said Bill to the Council, for their Concurrence.

A Bill, intituled, An Act, to vest certain Lands therein mentioned, in the Feoffees and Trustees of the Town of *Fredericksburg*, and those Persons who have Purchased under them, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Waller* do carry the said Bill to the Council, for their Concurrence.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Tuesday, June 15, 1742.

THE House proceeded to the Consideration of the Amendments to the Bill, to allow Persons, not concerned in making Tobacco, to discharge Levies, and Officers Fees, in Money; and to oblige Seafaring Men, being Housekeepers in this Colony, to pay Levies: And the same were read, and Part thereof agreed to, by the House; and an Amendment made to the Title, and another to the Body of the Bill, at the Table; and the Blanks filled up.

Ordered, That the said Bill, with the Amendments, be Engrossed.

A Message from the Council, by Mr *Staunton*:

That they have agreed to the Book of Claims, without any Amendment.

The House being, according to Order, called over, proceeded to the Consideration of the Address to His Majesty, and Petition to the Parliament: And the same were severally read. And after a Debate, the Question being put, That the said Address and Petition be agreed to, It passed in the Negative.

Resolved, That the said Address and Petition be Rejected.

A Message from the Council, by Mr *Staunton*:

That they have agreed to the Bill, intituled, An Act, for Explaining the Charter granted to the City of *Williamsburg*; and for Enlarging the Jurisdiction of the Court of Hustings, within the said City.

Also to the Bill, intituled, An Act, for appointing several new Ferries, and altering the Name of a former Ferry; and other Purposes therein mentioned, without any Amendments.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Wednesday, June 16, 1742.

MR. *Beverley* reported, That he had, according to Order, waited on the Governor, with the Book of Claims: And that he had given his Assent thereto.

Ordered, That the Committee, for proportioning the Public Levy, be appointed of the following Persons: Mr *Conway*, Mr *Beverley*, Mr *Ruffin*, Mr *Turner* and Mr *Harmer*.

And also, That a Committee, for examining the Inrolled Bills, be appointed of the following Persons: Mr *Fairfax*, Mr *Whiting*, Mr *Lomax*, Mr *Bland*, Mr *Power*, and Mr *Waller*.

A Motion being made, That *George Webb* be allowed a further Sum of Fifty Pounds, for his Two last Years Services, as Clerk to the Treafurer: And the Question being put thereupon, It passed in the Affirmative.

Ordered, That it be an Instruction to the Committee appointed to examine the Treafurer's Accounts, to make the said Allowance therein.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, for inspecting, weighing, and stamping, all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation: And to amend the Act, intituled, An Act, *For ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch*: And the same were twice read, and agreed to, by the House.

Ordered, That Mr *Carter* do carry the Bill to the Council; and acquaint them, That this House have agreed to the Amendments by them proposed to the said Bill.

The House proceeded to the Consideration of the Message from the Council, in Relation to their Amendment to the Bill, intituled, An Act, for continuing and amending the Act, intituled, An Act, *For laying a Duty upon Liquors*: Which Amendment was again twice read, and disagreed to, by the House.

Ordered, That a Message be sent to the Council, to acquaint them, That this House cannot recede from their Disagreement to the said Amendment: And that they desire they will not insist on the same. And that Mr *Attorney* do go up with the said Message.

Ordered, That Mr *Boush* have Leave to go Home.

A Bill, for laying a Tax on the Inhabitants of *Augusta* County; and appropriating the Money arising thereby, to their Use, was read the second Time; and committed to Mr *Beverley*.

The House proceeded to the Consideration of the Amendments to the Bill, for explaining the Law, concerning Collectors, and Naval Officers Fees: And the same were twice read, and agreed to, by the House.

Ordered, That the said Bill, with the Amendments, be Ingrossed.

A Message from the Council, by Mr *Staunton*:

That they recede from the Amendment by them insisted on, to the Bill, intituled, An Act, for continuing and Amending the Act, intituled, An Act, *For laying a Duty upon Liquors*.

Mr *McCarty* reported, That the Committee, to whom the Bill, for Erecting a Town at *Bray's Church*, was committed, had made several Amendments thereto: Which he read in his Place, and afterwards delivered in at the Table: Where the same were again twice read, and agreed to, by the House; and the Blanks in the Bill filled up.

Ordered, That the said Bill, with the Amendments, be Ingrossed.

Ordered, That an Address be made to the Governor, to order a new Writ to issue, for Electing a Burgess, to serve in this present General Assembly, for the County of *Norfolk*; in the Room of Mr *Samuel Boush*, who has accepted of the Office of Clerk of the said County. And that Mr *Hutching* do wait on the Governor, with the said Address.

A Bill, for Repealing Part of an Act, intituled, An Act, to prevent frivolous and vexatious Suits; and to regulate Attornies practising in the County Courts, was read the second Time. And the Question being put, That the said Bill be committed, It passed in the Negative.

Ordered, That the said Bill be Ingrossed.

A Message from the Council, by Mr *Staunton*:

That they have made some Amendments to the Bill, intituled, An Act, to vest certain Lands therein mentioned, in the Feoffees and Trustees of the Town of *Fredericksburg*, and those Persons who have purchased under them: To which they desire the Concurrence of this House.

And that they have agreed to the Bill, intituled, An Act, for Erecting a Town at *Constance's Warehouse*, in the County of *Nansemond*.

Also to the Bill, intituled, An Act to explain and amend Part of an Act, intituled, An Act, for directing the Duty of Surveyors of Land; and ascertaining their Fees; for so much, as relates to issuing Plots or Copies of Surveys, without any Amendment.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, to restrain Lawyers, practising at the General Court, and County Courts, from taking exorbitant Fees: And that Mr *Fitzhugh*, Mr *Randolph*, Mr *Reddick*, and Mr *Douglas*, do prepare and bring in the same.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, to vest certain Lands therein mentioned, in the Feoffees and Trustees of the Town of *Fredericksburg*, and those Persons who have purchased under them: And the same were read, and agreed to, by the House.

Ordered, That Mr *Fitzhugh* do acquaint the Council, That this House hath agreed to the Amendments by them made, to the said Bill.

A Bill, to make the Act, to encourage Settlements on the Southern Boundary of this Colony, more extensive, was read the second Time. And the Question being put, That the said Bill be Ingrossed, It passed in the Negative.

Resolved, That the said Bill be Rejected.

A Bill, for paying the Burgesses Wages in Money, this present Session of Assembly, was read the second Time. And the Question being put, That the said Bill be committed, It passed in the Negative. Then the Blanks were filled up.

Ordered, That the said Bill be Ingrossed.

Upon a Motion made,

Ordered, That *John* and *Gerrard Alexander* have Leave to withdraw their Petition, to vest in them, the Fee Simple and Inheritance of certain Lands therein mentioned, of which they are severally seised, in Fee Tail. And that the Committee appointed to prepare and bring in a Bill, according to the Prayer of the said Petition, be discharged from the same.

A Bill, intituled, An Act, to empower the Justices of *Elizabeth-City*, to erect Pounds; and other Purposes therein mentioned; was read the third Time; and an Amendment made thereto.

Resolved, That the said Bill do pass.

Ordered, That Mr *Westwood* do carry the said Bill to the Council, for their Concurrence.

A Bill, intituled, An Act, to allow Persons, not concerned in making Tobacco, to discharge Levies, and Officers Fees, in Money, was read the third Time; and the Blanks in the Bill filled up.

Resolved, That the said Bill do pass.

Ordered, That Mr *Fitzhugh* do carry the said Bill to the Council, for their Concurrence.

A Bill, for establishing the Town of *Richmond*, in the County of *Henrico*; and allowing Fairs to be kept therein; was read the second Time; and the Blanks in the Bill filled up.

Ordered, That the said Bill be Ingrossed.

Ordered, That Mr *Power* have Leave to be absent from the Service of this House, 'til Friday next.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Thursday, June 17, 1742.

MR. *Beverley* reported, That the Committee, to whom the Bill, for laying a Tax on the Inhabitants of *Augusta* County; and appropriating the Money arising thereby, to their Use, was committed; had made several Amendments thereto:

Which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table: Where the same were again twice read, and agreed to, by the House.

Ordered,

Ordered, That the said Bill, with the Amendments, be Ingrossed.

A Bill, intituled, An Act, for Repealing Part of an Act, intituled, An Act, to prevent frivolous and vexatious Suits; and to regulate Attornies practising in the County Courts, was read the third Time.

Also a Bill, intituled, An Act, for paying the Burgeffes Wages in Money, this present Session of Assembly, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Fitzhugh* do carry the said Bills up to the Council, for their Concurrence.

Mr *Reddick*, according to Order, presented a Bill, to prevent Lawyers exacting or receiving exorbitant Fees: And the same was received, and read the first Time.

Ordered, That the said Bill be read a second Time.

Mr *Carter* reported, That the Committee appointed, had had under their Consideration, the Treasurer's Accounts, to them referred: And had agreed upon a Report: Which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

The House proceeded to the Consideration of the Amendments to the Bill, for preventing Losses, from Drivers passing with Cattle through this Colony; and for laying a Duty upon Horses imported: And the same were twice read; and with an Amendment, agreed to, by the House; and several Blanks in the Bill filled up.

Ordered, That the said Bill, with the Amendments, be Ingrossed.

A Bill, intituled, An Act, for Erecting a Town at *Bray's Church*, in the County of *King George*, was read the third Time; and an Amendment made to the Bill, and a Blank filled up.

Resolved, That the said Bill do pass.

Ordered, That Mr *McCarty* do carry the said Bill to the Council, for their Concurrence.

The House proceeded to the Consideration of the Amendments to the Bill, for Dividing the Parish of *Bristol*, in the County of *Prince George*; and Erecting the same into Two distinct Parishes; and other Purposes therein mentioned: And the same were twice read; and with an Amendment, agreed to, by the House; and Two Blanks in the Bill filled up.

Ordered, That the said Bill, with the Admendments, be Ingrossed.

A Bill, for appointing a Treasurer, was read a second Time: And the Blanks in the Bill filled up.

Ordered, That the said Bill be Ingrossed.

A Bill, to oblige the Vestry of the Parish of *Albemarle*, in the County of *Surry*, to erect a new Church, convenient for the Lower Inhabitants of the said Parish, was read the second Time; and the Blanks in the Bill filled up.

Ordered, That the said Bill be Ingrossed.

A Message from the Council, by Mr *Staunton*:

That they have agreed to the Bill, intituled, An Act, to empower the Justices of *Elizabeth-City* County, to erect Pounds; and other Purposes therein mentioned.

Also to the Bill, intituled, An Act, for Repealing Part of an Act, intituled, An Act, to prevent frivolous and vexatious Suits; and regulate Attornies practising in the County Courts.

Also to the Bill, intituled, An Act, for paying the Burgeffes Wages in Money, for this present Session of Assembly.

And also to the Bill, intituled, An Act, to allow Persons, not concerned in making Tobacco, to discharge Levies, and Officers Fees, in Money; without any Amendments.

A Bill, intituled, An Act, for establishing the Town of *Richmond*, in the County of *Henrico*; and allowing Fairs to be kept therein; was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Randolph* do carry the said Bill to the Council, for their Concurrence.

A Bill, intituled, An Act, to explain the Law, concerning Collectors and Naval Officers Fees, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That M^r *Nelson* do carry the said Bill to the Council, for their Concurrence.

A Message from the Council, by M^r *Staunton*:

That they have made several Amendments to the Bill, intituled, An Act, for Erecting a Town at *Bray's Church*, in the County of *King George*: To which they desire the Concurrence of this House.

The House took the said Amendments into their Consideration: And the same being twice read, were agreed to, by the House.

Ordered, That M^r *Carter* do acquaint the Council, That this House have agreed to the Amendments by them proposed to the said Bill.

A Bill, to prevent Lawyers from exacting or receiving exorbitant Fees, was read the second Time; and the Blanks filled up, and Two Amendments made to the Bill, at the Table.

Ordered, That the said Bill be Ingrossed.

M^r *Conway* reported, That the Committee appointed, had, according to Order, settled the Proportion of the Public Levy; and stated the same in a Book: Which he delivered in at the Table: And the same was read, and agreed to, by the House.

Ordered, That M^r *Conway* do carry the said Book to the Council, for their Concurrence.

A Message from the Council, by M^r *Staunton*:

That they have made some Amendments to the Bill, intituled, An Act, to explain the Law, concerning Collectors and Naval Officers Fees.

And that they have agreed to the Bill, intituled, An Act, for establishing the Town of *Richmond*, in the County of *Henrico*; and allowing Fairs to be kept therein; without any Amendment.

The House proceeded to the Consideration of the Amendment proposed by the Council, to the Bill, for explaining the Law, concerning Collectors and Naval Officers Fees: And the same was twice read, and disagreed to, by the House.

Ordered, That M^r *Nelson* do acquaint the Council, That this House cannot agree to the said Amendment: And that they desire they will pass the Bill, without the Amendment.

A Bill, intituled, An Act, for laying a Tax on the Inhabitants of *Augusta* County; and appropriating the Money arising thereby, to their Use; was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That M^r *Beverley* do carry the said Bill to the Council, for their Concurrence.

A Message from the Council:

That they have agreed to the Book of Propositions.

M^r *Conway* presented a Bill, for raising a Public Levy: And the same was received, and read the first Time.

Ordered, That the said Bill be immediately read a second Time: And it was accordingly read.

Ordered, That the said bill be Ingrossed.

A Bill, intituled, An Act, to oblige the Vestry of the Parish of *Albemarle*, in the County of *Surry*, to erect a new Church convenient for the lower Inhabitants of the said Parish, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That M^r *Ruffin* do carry the said Bill to the Council, for their Concurrence.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Friday,

Friday, June 18, 1742.

A Bill, intituled, An Act, for preventing Drivers passing with Cattle through this Colony; and for laying a Duty on Horfes imported, was read the third Time; and Two Blanks in the Bill filled up, and an Amendment made to the Bill.

Resolved, That the said Bill do pass.

Ordered, That Mr *Harrison* do carry the said Bill to the Council, for their Concurrence.

A Bill, intituled, An Act, for appointing a Treasurer, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Lewis Burwell* do carry the said Bill to the Council, for their Concurrence.

A Message from the Council, by Mr *Staunton*:

That they insist on the Amendment by them made, to the Bill, intituled, An Act, to explain the Law, concerning Collectors and Naval Officers Fees.

And that they have passed the Bill, intituled, An Act, for laying a Tax on the Inhabitants of *Augusta* County; and appropriating the Money arising thereby, to their Use; without any Amendment.

A Bill, intituled, An Act, for dividing the Parish of *Bristol*, in the County of *Prince George*, and erecting the same into Two distinct Parishes; and other Purposes therein mentioned, was read the third Time; and the Blanks in the Bill filled up.

Resolved, That the said Bill do pass.

Ordered, That Mr *Bland* do carry the said Bill to the Council, for their Concurrence.

A Bill, intituled, An Act, for raising a Public Levy, was read the third Time.

Resolved, That the said Bill do pass.

Ordered, That Mr *Conway* do carry the said Bill to the Council, for their Concurrence.

The House proceeded to the Consideration of the Report upon the Treasurer's Accounts: And the same was read.

Resolved, That the said Accounts do pass.

Ordered, That Mr *Carter* do carry the said Accounts to the Council, to be passed by them.

A Message from the Council, by Mr *Staunton*:

That they have passed the Bill, intituled, An Act, for appointing a Treasurer.

Also the Bill, intituled, An Act, for raising a Public Levy.

And also that they have passed the Treasurer's Accounts.

The Treasurer appointed, acquainted the House, That he intended to offer to the Governor, as Securities for the said Office, Mr *Benjamin Harrison*, Mr *William Beverley*, Mr *George Braxton*, and Mr *Beverley Whiting*: And the House were satisfied of their Abilities.

A Message from the Council, by Mr *Staunton*:

That they have passed the Bill, intituled, An Act, for preventing Lawyers receiving or exacting exorbitant Fees.

And that they have made an Amendment to the Bill, intituled, An Act, for dividing the Parish of *Bristol*, in the County of *Prince George*, and erecting the same into two distinct Parishes; and other Purposes therein mentioned.

The House took into their Consideration, the said Amendment: And the same was twice read, and agreed to, by the House.

Ordered, That Mr *Bland* do acquaint the Council, That this House have agreed to the Amendments by them proposed, to the said Bill.

A Message from the Council:

That they have passed the Bill, intituled, An Act, for preventing Losses, from Drivers passing with Cattle through this Colony; and for laying a Duty upon Horfes imported.

Ordered,

That the House be adjourned 'til To-morrow Morning, Ten o'Clock.

Saturday,

Saturday, June 19, 1742.

A Petition of *John Rucker, John McCoy, Honorius Powell, and Timothy Terrill*; setting forth, That they had furrender'd themselves into the Custody of the Serjeant at Arms, pursuant to an Order of this House: And that they were truly sensible of their Offences, and unfeignedly sorry for the same; and promising their Behaviour should be such, for the future, as not to incur the Displeasure of this House; was presented to the House, and read.

Ordered, That the said *John Rucker, John McCoy, Honorius Powell, and Timothy Terrill*, be brought to the Bar of the House: And that they receive a Reprimand from the Chair: And that they then be discharged out of Custody, paying Fees.

They were accordingly brought to the Bar; and Mr *Speaker* spoke, as follows.

John Rucker, John McCoy, Honorius Powell, and Timothy Terrill, This House have Resolv'd, That you have been guilty of great Misdemeanours and Breaches of the Privileges of this House, in obstructing the Orange Election: But in Consideration of your Confession and Submission, they have been so favourable to you, as to command me only to reprimand you; and I do reprimand you accordingly: And I am further to acquaint you, That it is their Pleasure, that you be discharged out of Custody, paying Fees.

Mr *Fairfax* reported, That the Persons appointed, had, according to Order, examined the Inroll'd Bills; and rectified such Mistakes as were found therein: And that the same were truly Inrolled.

Ordered, That Mr *Fairfax* do carry the Inrolled Bills to the Council, for their Concurrence.

A Message from the Council:

That they have inspected the Inroll'd Bills; and are satisfied they are truly Inroll'd.

A Message from the Governor, by Mr *Staunton*:

Mr *Speaker*,

The Governor commands the immediate Attendance of this House in the Council Chamber; and that you bring with you, such Bills as are ready for his Assent.

And Mr *Speaker*, with the House, went up accordingly; and the Governor was pleased to give his Assent to the following Public and Private Bills:

An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into one Act of Assembly.

An Act, for continuing the Act, intituled, An Act, for laying a Duty upon Slaves, to be paid by the Buyer.

An Act, for continuing and amending the Act, intituled, An Act, for laying a Duty upon Liquors.

An Act, for inspecting, weighing, and stamping all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation: And to amend the Act, intituled, An Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch.

An Act, to allow Persons, not concerned in making Tobacco, to discharge Levies, and other Fees, in Money.

An Act, to explain and amend Part of an Act, intituled, An Act, directing the Duty of Surveyors of Land; and ascertaining their Fees; for so much as relates to issuing Plots or Copies of Surveys.

An Act, for repealing Part of an Act, intituled, An Act, to prevent frivolous and vexatious Suits; and to regulate Attornies practising in County Courts.

An Act, for paying the Burgeses Wages in Money, for this present Session of Assembly.

An Act, for appointing a Treasurer.

An Act, for enabling the Justices of County Courts to make Contracts, which may be binding upon themselves, and their Successors.

An Act, to oblige the Inspectors to attend at the Warehouses, 'til the Last Day of August, in this present Year.

An

An Act, for preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty on Horses imported.

An Act, to prevent Lawyers exacting or receiving exorbitant Fees.

An Act, for raising a Public Levy.

An Act, for the Relief of those Persons who were Sufferers in the Loss of the Records of Nansemond, whose Cases have not already been provided for.

An Act, for dividing the County of King and Queen; and adding the Upper Part thereof to the County of Caroline.

An Act, to empower the justices of Elizabeth-City County, to erect Pounds; and for other Purposes therein mentioned.

An Act, for laying a Tax on the Inhabitants of Augusta County, and appropriating the Money thereby arising, to their Use.

An Act, for appointing several new Ferries; and altering the Name of a former Ferry; and other Purposes therein mentioned.

An Act, for establishing the Town of Richmond, in the County of Henrico; and allowing Fairs to be kept therein.

An Act, for erecting a Town at Bray's Church, in the County of King George.

An Act, to vest certain Lands therein mentioned, in the Feoffees and Trustees of the Town of Fredericksburg, and those Persons who have purchased under them.

An Act, for erecting a Town at Constance's Warehouse, in the County of Nansemond.

An Act, for continuing the Act, intituled, An Act, for allowing Fairs to be kept in the Town of Fredericksburg.

An Act, for destroying Crows and Squirrels on the Eastern Shore.

An Act, for explaining the Charter granted to the City of Williamsburg; and for enlarging the Jurisdiction of the Court of Hustings, within the said City.

An Act, for dividing the County of Prince William.

An Act, for dividing the County of Hanover; and erecting the Upper Part thereof into a distinct County.

An Act, for preventing the building of Wooden Chimnies in the Town of Fredericksburg, and pulling down such as are already built therein; and to restrain Hogs from going at large in the Town of Fredericksburg, and Urbanna.

An Act, for dividing the Parish of Saint Martin, in the County of Hanover; and erecting the same into Two distinct Parishes.

An Act, for dividing the Parish of Bristol, in the County of Prince George; and erecting the same into Two distinct Parishes; and other Purposes therein mentioned.

An Act, to vest certain entailed Lands, Parcel of a greater Tract therein mentioned, in George Braxton, the Younger, in Fee Simple; and for settling other Lands, of greater Value, to the same Uses.

An Act, to enable Frances Greenhill to sell and dispose of her Lands, and other Estates, by Deed or Will, notwithstanding her Husband, Joseph Greenhill, shall happen to be living; and for other Purposes therein mentioned.

The Governor also gave his Assent to the following *Resolve* of the House of Burgeffes, which the Council had agreed to, *viz.*

For paying the Sum of 230 l. *per Annum* to William Parks, from this Time, to the next Session of Assembly, for his Salary, and as a full Recompence, for Printing and Delivering Inspectors Notes and Books, Notes and Receipts for the Duty on Slaves, Printing Proclamations, and other Acts of Government, and all other Public Services he is now obliged to perform.

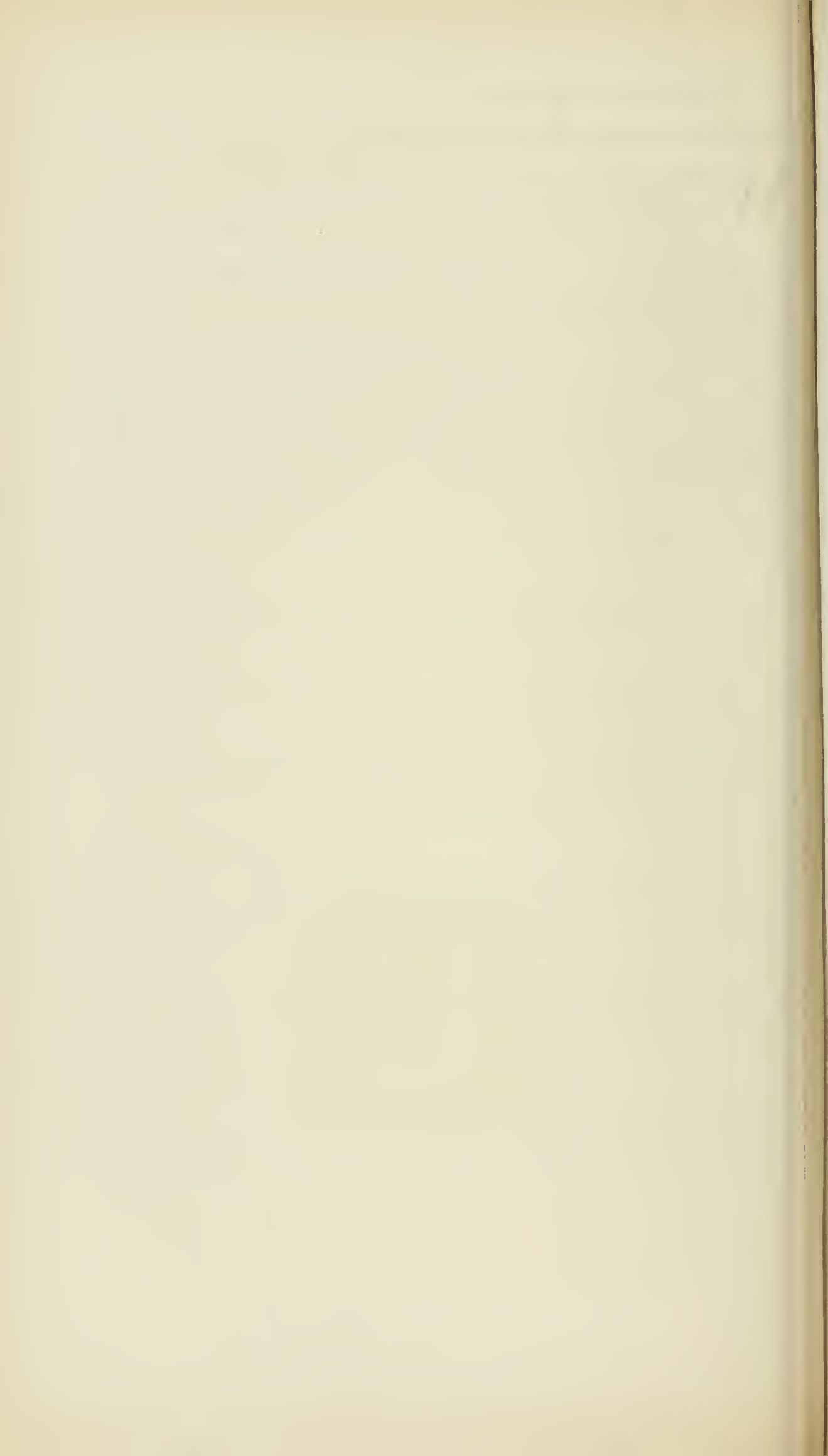
And

And then made the following Speech:

Gentlemen of the Council, M^r Speaker, and Gentlemen of the House of Burgeffes,

W^E have now finished the Buſineſs of this Seſſion: And tho', in the Variety of Concernments you have had to adjuſt, you have not been diverted from making the common Utility the Rule of your Proceedings; yet, you muſt allow me to ſay, One Thing has been neglected.

However, as what is paſt muſt be ſubmitted, when you preſumed the Demand would be ſatiſfied; and ſince, in all Events, provided we are not wanting to ourſelves, the ſureſt Policy, is to depend upon the Divine Favour; *Let us ſtill Fear God, and Honour the King:* Imploring the Protection of that infinite Power, who, when he pleaſes, can make the Wars to ceaſe in all the World, by encouraging Religion, and promoting Induſtry and Frugality among all Orders and Degrees, throughout the Colony; and in paying a chearful Obedience to the Commands of His Vicegerent. But as theſe are Principles your own Temper will ſuggeſt, and I am ſenſible your private Affairs require your Preſence, I ſhall keep you no longer, than, with wiſhing all of you Health and Happineſs, to declare, That I have thought fit to Prorogue this Aſſembly to the Firſt *Thurſday in September* next: And this Aſſembly is accordingly Prorogued to that Time.



THE
JOURNAL
OF THE
House of BURGESSES.
AT A
GENERAL ASSEMBLY,

Summoned to be held at the *Capitol*, in the City of *Williamsburg*, on *Thursday* the Sixth Day of *May*, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE II. by the Grace of God, of *Great-Britain, France, and Ireland*, King, Defender of the Faith, &c. And from thence continued, by several Prorogations, to *Tuesday* the Fourth Day of *September*, in the Eighteenth Year of His said Majesty's Reign, and in the Year of our Lord 1744: Being the Second Session of this Assembly.



WILLIAMSBURG:

Printed by *William Parks*, M,DCC,XLIV.

1874

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THE
JOURNAL
OF THE
House of BURGESSES.

Tuesday, September 4, 1744.

CLEMENT READ, Gent. having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, the Oath of Abjuration, and the Test, was, by Virtue of a Commission from the Honourable the Lieutenant-Governor, sworn Clerk-Assistant to the House; and also subscribed the Test, was admitted to his Place in the House.

Six Members returned upon new Writs, having taken the Oaths appointed to be taken, by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

A Message from the Governor was delivered by Mr Walthoe.

Mr Speaker,

The Governor commands the immediate Attendance of this House in the Council-Chamber.

Mr Speaker, with the House, went up accordingly; and being returned, he reported, That the House had attended the Governor in the Council-Chamber, and that he was pleased to make a Speech to the Council, and this House; of which, to prevent Mistakes, he had obtain'd a Copy: Which he read, and afterwards delivered in at the Table; where the same was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgesses,

I Shall deliver to you the pure Dictates and Affections of my Heart, in saying, I exceedingly rejoice to meet you thus happily reassembled, after so long a Recess; occasioned by the Management of an Affair I was much affected with, and willing to finish, before I called you together, and renewed my sincere Assurance, that to promote the Welfare of this Colony, shall be the constant Subject of my Study and Meditation.

IN your Retirement, no doubt, the like Concern for the Public Good, must have engaged your Attention; and if our joint Endeavours after it, have been in any Instance disappointed, you will impute it not so much to a Want of new Laws, as a Disregard to those subsisting; which, I am persuaded, you are come prepared to redress and enforce.

2 TO this End, the Case of the Merchants, whose Freight is become greatly diminished by a shameful Imposition upon the Inspectors, must be submitted to your equitable Consideration; and I hope, by the wise and diffusive Temper of Mind, which has been so well cultivated within these Walls, to see all Licentiousness and Immorality more effectually restrained, and that epidemical and fatal Vice of Gaming intirely suppressed.

Gentlemen

Gentlemen of the House of Burgeffes,

I have, with the Advice of the Council, concluded a Treaty of Peace and Friendship with the *Northern Indians*; and procured for our Inhabitants, seated to the *Westward* of the Mountains, a quiet Possession of all the Lands to which those Nations claimed a Right.

THIS Treaty, which with some Letters, shall be laid before you, will receive the most substantial Evidence of being perfectly approv'd, in your Readiness to discharge the Expence of it, including a grateful Recompence to the Gentlemen to whom we are so much indebted, for their Trouble and prudent Management in accomplishing it.

AND if, for the Preservation of the Lives of our Fellow-Subjects in that scattered Settlement, and out of Compassion to a People whose vindictive Dispositions Money only can subdue, the humane Expedient of purchasing those Lands, to effect this Agreement, would at any Time be deemed the most eligible Measure, sure I am, you will think it the highest Prudence at that Juncture, when I had it in Command, from their Excellencies the Lords Justices, to provide for our Defence against a more formidable Power, over whom His Majesty, at the Hazard of His Sacred Person, most eminently distinguishing Himself in the Battle of *Dettingen*, obtained a glorious Victory, by His Wisdom and Magnanimity; and tho' only an Auxiliary in that just Cause, yet as if our great Leader alone animated the whole Alliance, the Intrigues of the *French* Court were immediately turned into a desperate Effort against Him, an intended Invasion of His Dominions, in Favour of a Pretender to His Crown, and now stand recorded by a Declaration of War.

UNDER a due Sense therefore of the Indignity offered to our Sovereign, and of the Wars we are engaged in, that our Repentment may inspire us with proper Resolutions, you must allow me to recommend to you, the Necessity of repairing the Batteries at *York* and *Gloucester*, making Provision for a Garrison to be kept at *Fort George*, and putting ourselves into such military Posture, that we may not only be able, by God's Assistance, to repel any sudden Attempt that may be made upon this Dominion, but be in a Condition, if called to it, to assist our Neighbours, or, if required, to attack our Enemies. By this Conduct, we shall exhibit the truest Estimate of our present Happiness; and convince our inveterate Adversaries, that we are determined not to exchange our Religion for the Absurdities of *Rome*, nor part with our Liberty for the Tyranny of *France*.

Gentlemen of the Council, and of the House of Burgeffes,

AS the several Matters I have mentioned to you, are of the greatest Concernment to us, I am confident you will take them into your serious Consideration; and pay such a suitable and steady Regard to our present Exigencies that our Diligence, in the Service of our King and of Country, may be applauded by our Friends; and that our Enemies may have nothing to hope for from our Negligence.

Resolved, That an humble Address be presented to the Governor, to return him the Thanks of this House, for his kind and affectionate Speech, to acknowledge his great Care and Vigilance, his Zeal and steady Adherence to the Interest of this Colony, to express our ardent Wishes, that all his Endeavours to maintain the Honour of the Crown, and the Rights and Liberties of the People, may be blest with Success; and to assure him of our Readiness to concur with him in all such Measures as shall be necessary, to manifest our Zeal for our most gracious Sovereign, and secure the Tranquility of this Colony.

Ordered, That a Committee be appointed to draw up an Address to the Governor, upon the said Resolution: And it is referred to Mr *Corbin*, Mr *Ludwell*, and Mr *Bland*, to prepare and bring in the same.

Resolved, That this House will take the Governor's Speech into Consideration, on *Thursday* next.

Ordered,

Ordered, That an Addrefs be made to the Governor, to order new Writs to iffue, for electing a Burgefs to ferve in this prefent Seffion of Affembly, for the County of *Stafford*, in the Room of *Henry Fitzhugh*, Efq; deceased.

Alfo a new Writ for electing a Burgefs to ferve in this prefent Seffion of Affembly, for the County of *Westmoreland*, in the Room of *Daniel McCarty*, Gent. deceased.

Alfo a new Writ for electing a Burgefs to ferve in this prefent Seffion of Affembly, for the County of *King William*, in the Room of *Thomas Weft*, Gent. deceased.

Alfo a new Writ for electing a Burgefs to ferve in this prefent Seffion of Affembly, for the *College of William and Mary*, in the Room of *Edward Baradall*, Efq; deceased.

Alfo a new Writ for electing a Burgefs to ferve in this prefent General Affembly, for the County of *Surry*, in the Room of *John Cargill*, Gent. deceased.

Alfo a new Writ for electing a Burgefs to ferve in this prefent General Affembly, for the County of *New-Kent*, in the Room of *William Baffet*, Gent. deceased.

Alfo a new Writ for electing a Burgefs to ferve in this prefent General Affembly, for the County of *Hanover*, in the Room of *Robert Harris*, Gent. who, fince the laft Seffion, hath accepted of the Office of Surveyor.

Alfo a new Writ for electing a Burgefs to ferve in this prefent General Affembly, for the County of *King William*, in the Room of Mr *James Power*, who, fince the laft Seffion of Affembly, hath accepted of the Office of Clerk of a Court.

Alfo a new Writ for electing a Burgefs to ferve in this prefent General Affembly, for the County of *Middlefex*, in the Room of *Ralph Wormley*, Efq; who, fince the laft Seffion of Affembly, hath accepted of the Office of Naval Officer.

Alfo a new Writ for electing a Burgefs to ferve in this prefent General Affembly, for the County of *Prince William*, in the Room of *William Fairfax*, Efq; who hath been promoted to be one of His Majefty's Honourable Council, fince the laft Seffion of Affembly.

Alfo a new Writ for electing a Burgefs to ferve in this prefent General Affembly, for the County of *Gloucefter*, in the Room of *Lewis Burwell*, Efq; who hath been promoted to be one of His Majefty's Honourable Council, fince the laft Seffion of Affembly.

Ordered, That Mr *Ludwell* do attend the Governor with the faid Addrefs.

Ordered, That the Reverend Mr *Thomas Dawson* be continued Chaplain to this Houfe; and that he attend to read Prayers every Morning, at Ten of the Clock.

Ordered, That *William Francis*, *James Lavie*, *Robert Wager*, and *Thomas Broadribb*, be continued Door-keepers to this Houfe; and that they give their Attendance accordingly.

Ordered,

That the Houfe be adjourned 'til To-morrow Morning Eleven o'Clock.

Wednesday, September 5, 1744.

Ordered,

THAT the Committee of Privileges and Elections be revived, and confift of the following Perfons:

Mr *Conway*,

Mr *Carter*,

Mr *Lomax*,

Mr *Harrison*, and

Mr *Richard Randolph*,

Mr *William Randolph*,

Mr *Whiting*,

Mr *Nelson*.

And they are to meet and adjourn from Day to Day; and to take into their Confideration, all fuch Matters as fhall or may come in Queftion, touching Returns, Elections, and Privileges: And to report their Proceedings, with their Opinion thereupon, from Time to Time, to this Houfe. And the faid Committee is to have Power to fend for Witneffes, Perfons, Papers, and Records, for their Information.

Ordered,

Ordered, That the Committee of Propositions and Grievances be revived, and consist of the following Persons:

	<i>Mr Harrifon,</i>
<i>Mr Conway,</i>	<i>Mr Richard Randolph,</i>
<i>Mr Simmons,</i>	<i>Mr Walke,</i>
<i>Mr Carter,</i>	<i>Mr Digges,</i>
<i>Mr Woodbridge,</i>	<i>Mr Kennon,</i>
<i>Mr Whiting,</i>	<i>Mr Braxton,</i>
<i>Mr Nelson,</i>	<i>Mr Baylor,</i>
<i>Mr Burwell,</i>	<i>Mr Corbin,</i>
<i>Mr William Gray,</i>	<i>Mr Chiswell,</i>
<i>Mr Bland,</i>	<i>Mr Washington, and</i>

Mr Colville.

And they are to meet and adjourn from Day to Day; and to take into their Consideration all Propositions and Grievances, that shall come, legally certified, to this Assembly: And to report their Proceedings, with their Opinions thereupon, to the House, from Time to Time: And all such Propositions and Grievances are to be delivered to the Clerk of the House, and by him to the said Committee of Course. And they have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That the Committee of Courts of Justice be revived, and consist of the following Persons:

	<i>Mr Carter,</i>
<i>Mr Joseph Gray,</i>	<i>Mr Fantleroy,</i>
<i>Mr Lomax,</i>	<i>Mr Cocke,</i>
<i>Mr Reddick,</i>	<i>Mr Eppes,</i>
<i>Mr William Randolph,</i>	<i>Mr Garnet,</i>
<i>Mr Waller, and</i>	<i>Mr Baker.</i>

And they are to meet and adjourn from Day to Day; and to take into their Consideration, all Matters relating to Courts of Justice, and all such other Matters as shall, from Time to Time, be referred to them: And report their Proceedings. And the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That the Committee of Trade be revived, and consist of the following Persons:

	<i>Mr Nelson,</i>
<i>Mr Harmer,</i>	<i>Mr Richard Randolph,</i>
<i>Mr Braxton,</i>	<i>Mr Boush,</i>
<i>Mr Walke,</i>	<i>Mr Ruffin,</i>
<i>Mr Colville,</i>	<i>Mr Reddick, and</i>

Mr Corbin.

And they are to meet and adjourn from Day to Day; and take under their Consideration, all Things relating to the Trade of this Colony; and all such Matters as shall be, from Time to Time, to them referred: And report their Proceedings. And the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That the Committee for Courts of Justice, do inspect the Journal of the last Session; and prepare and draw up a State of the Matters then depending and undetermined; and the Progress that was made therein; and report the same to the House. That they do examine what Laws have expired since the last Session; and inspect such Temporary Laws as will expire with the End of this Session, or are near expiring; and report the same to the House, with their Opinion, which of them are fit to be revived and continued.

Ordered, That the Clerks of the several Committees, be continued in their respective Offices.

Mr *Corbin* reported, That the Persons appointed, had, according to Order, prepared an Address to the Governor: Which he read in his Place, and afterwards delivered in at the Table; where the same was again twice read, and agreed to by the House, without any Amendment; and is as follows:

SIR,

WE His Majesty's most Dutiful and Loyal Subjects, the Burgesses of *Virginia*, now met in General Assembly, humbly beg Leave to return your Honour our hearty Thanks for your kind and affectionate Speech, at the Opening of this Session.

OUR Minds are filled with the most lively Sentiments of Gratitude, when we reflect how firmly you are attached to the Honour of the Crown, and how zealous at the same Time to support the Rights and Liberties of the People.

FROM a just Sense of the Blessings derived to us, by so equal and so steady a Conduct, we cannot help declaring, with the greatest Ardour and Affection to your Person and Government, that we will give all possible Dispatch to the Public Business, as it shall, from Time to Time, be brought before us; that as the People we represent feel the Happiness of your Administration, so you, Sir, may feel the Ease of it: And from a dutiful Regard to the Honour and Dignity of our most gracious Sovereign, and a just Concern for the Interest of our Country, which we shall always look upon as indispensable Obligations, we have the greatest Satisfaction in assuring your Honour, that we will concur with you in every Measure that is necessary, with that Cheerfulness and Affection which becomes a House of Burgesses, tender and jealous of the Honour of the Crown, careful and solicitous for the Welfare and Prosperity of this Colony.

Ordered, That the said Address be fairly transcribed, and presented to the Governor, by the *Speaker* and the whole House.

Ordered, That the Committee who prepared the same, do wait on the Governor, to know his Pleasure when the House shall attend, to present it.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Thursday, September 6, 1744.

A Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

Mr *Corbin* reported, That the Committee had, according to Order, waited on the Governor, to know his Pleasure when the House should attend him with their Address: And that he was pleased to say he would send a Message to the House, when he was ready to receive it.

Ordered, That Mr *Beverley Randolph* be added to the Committee of Propositions and Grievances.

A Message from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker*,

I am commanded by the Governor to acquaint this House, That his Honour is now ready to receive their Address in the Council-Chamber.

Mr *Speaker*, with the House, went up; and being returned, reported, That he had, with the House, attended the Governor in the Council-Chamber, and presented the Address of this House to him: To which he was pleased to return the following Answer:

Gentlemen,

I Give you my sincere Thanks for your truly loyal and affectionate Address. If I could receive greater Satisfaction than from the dutiful Regard you express for the Honour and

and Dignity of the Crown, with the just Concern for the Interest of your Country, it would be in the Reliance I have on your Promise of concurring with me in every necessary Measure; for I make no doubt, but the Defence of the Colony, on which its Welfare and Prosperity depend, will, at this Juncture, be thought the most expedient.

THESE Considerations will induce you to dispatch the Public Business, with that Unanimity and Agreement I have observed in your Proceedings heretofore with Pleasure, and can commend with Justice. And I do assure you, I have so great a Value for your Esteem, that I shall endeavour to preserve it by the same Methods I obtained it.

A Message from the Governor was delivered by Mr Walthoe.

Mr Speaker,

I am commanded by the Governor to wait on this House with the Release for Lands from the Six Nations of Indians, to His Majesty King George the Second; together with the Journal of the Treaty with the same Indians.

Ordered, That the Release and Journals lie on the Table, for the Perusal of the Members.

Resolved, That the Order of this House for taking the Governor's Speech into their Consideration this Day, be put off 'til Monday next.

Ordered, That the Committee of Claims be revived, and consist of the following Persons:

Mr Beverley,

Mr Turner,
Mr Westwood,
Mr Bolling,
Mr Hedgman,
Mr Wall,
Mr Mitchell,
Mr Crawford,
Mr Eyre, and

Mr Elligood,
Mr Harmanson,
Mr Ruffin,
Mr Swinney,
Mr Harmer,
Mr Thornton,
Mr Harwood,
Mr Cobbs.

And they are to meet and adjourn from Day to Day, and take into their Consideration all public Claims, which shall be presented to the House during this Session; and to report their Proceedings, with their Opinions thereupon, to the House, when they have gone through the said Claims: And all Persons that have any Claims are to deliver them to the Clerk, and he is to deliver the same to the said Committee, of Course. And they are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That Mr Cary be continued Clerk of the Committee of Claims.

Mr Harrison reported, That the Committee of Propositions and Grievances had had under their Consideration, divers Propositions from several Counties, to them referred, and had come to several Resolutions thereupon; which he read in his Place, and then delivered in at the Table, where Part thereof, being twice read, was agreed to by the House, as follows:

Resolved, That the Petition of the Directors and Trustees of Suffolk Town, in Nansemond County, for confirming the Titles of the respective Inhabitants, Owners and Proprietors of the Lots in the said Town, and quieting them, from the Claim of Margaret, the Wife of Jethro Sumner, and all Persons claiming under her, is reasonable.

Resolved, That the Proposition from the County of Prince William, for enabling the Justices of that County, to agree with the Justices of Fairfax, for supporting Occoquan Ferry, at the Expence of both Counties proportionately, is reasonable.

Resolved, That the Proposition from the County of Amelia, for discontinuing the public Ware-houses at Bermuda Hundred, and erecting new Warehouses in their Stead, at John Osborn's, in Henrico County, be rejected: And that the Proposition from the same County, against it, is reasonable.

And to the Resolution of the said Committee, That the Proposition from the County of Fairfax, for maintaining Occoquan Ferry, at the Expence of that County and Prince William County, be rejected. The House disagreed.

Ordered

Ordered, That the Committee of Propositions and Grievances do prepare and bring in a Bill pursuant to the said Proposition.

Ordered, That the further Consideration of the said Report, be referred 'til *Thursday* next.

Ordered, That a Bill or Bills be brought in, pursuant to the Resolutions agreed to by this House: And that the Committee of Propositions and Grievances do prepare and bring in the same.

A Claim of *Abraham Baily*, for taking up one Runaway Negro therein mentioned.

Also a Claim of *Samuel Hancock*, for taking up a Runaway Servant Man therein mentioned.

Also a Claim of *William Bertrand*, for taking up one Negro Man therein mentioned, were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively in the Book of Claims.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'clock.

Friday, September 7, 1744.

MR *Carter*, from the Committee of Courts of Justice reported, That they had, according to Order, inspected the Journals of the last Session of Assembly; and had prepared and drawn up a State of the Matters then depending and undetermined, and the Progress that was made therein, and had agreed upon a Report; which he read in his Place, and then delivered in at the Table, where the same was again twice read, and thereupon

Ordered, That the Proposition for dividing *Goochland* County; also the Proposition against dividing the said County.

Also, That the Proposition of *Joshua Fry* and *Robert Brooke*, to make an exact Survey of this Colony, and to print and publish a Map thereof; in which shall be laid down the Bay, the navigable Rivers, with their Soundings, Counties, Parishes, Towns, and Gentlemens Seats, and whatever else is remarkable; which were severally referred from the last Session of Assembly, to the Consideration of this, be referred to the Committee of Propositions and Grievances.

Mr *Conway*, from the Committee of Privileges and Elections reported, That they had had under their Consideration, the Returns of the Writs for electing Burgesses to serve in this present General Assembly, for the Counties of *Norfolk*, *Amelia*, *Orange* and *Fairfax*, and the College of *William* and *Mary*, and had agreed upon a Report; which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows:

Resolved, That the Returns of the said Writs, for electing Burgesses for the Counties of *Orange* and *Norfolk*, are made in the Form prescribed by Law: And that the Returns of the said Writs, for electing Burgesses for the Counties of *Fairfax* and *Amelia*, and the College of *William* and *Mary*, are not made in the Form prescribed by Law.

Ordered, That the Returns of the said Writs be amended, by the Clerk at the Table; and they were amended accordingly.

Ordered, That an Address be made to the Governor, to order a new Writ to issue, for electing a Burgess to serve in this Present General Assembly, for the County of *James-City*, in the Room of *Lewis Burwell*, Gent. deceased.

Ordered, That Mr *Ludwell* wait on the Governor for that Purpose.

A Petition of Mr *Robert Lewis*, complaining of an undue Election and Return of Mr *Abraham Venable*, to serve as a Burgess in this present General Assembly, for the County of *Louisa*, was presented to the House, and read.

Ordered,

Ordered, That the said Petition be referred to the Consideration of the Committee of Privileges and Elections: That they examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

A Claim of *John Waller*, Jun. for taking up one Runaway Negro therein mentioned.

Also a Claim of *William Short*, for taking up one Runaway Negro therein mentioned, were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively in the Book of Claims.

Two Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

Resolved, That in all Cases of controverted Elections, to be heard at the Bar of this House, or before the Committee of Privileges and Elections, the Petitioners do, by themselves or by their Agents, within a convenient Time, to be appointed, either by the House or the Committee of Privileges and Elections, as the Matter to be heard shall be before the House, or the said Committee, deliver to the fitting Members, or their Agents, Lifts of the Persons intended by the Petitioners to be objected to, who voted for the fitting Members giving in the said Lifts, the several Heads of Objection, and distinguishing the same, against the Names of the Voters excepted to: And that the fitting Members do, by themselves or their Agents, within the same Time, deliver the like Lifts on their Part, to the Petitioners or their Agents.

Ordered, That Mr *Scarborough* be added to the Committee of Claims.

Ordered, That Mr *Hutchings* be added to the Committee of Trade and Courts of Justice.

Ordered, That Mr *Douglass* be added to the Committee of Courts of Justice.

Ordered, That nine of the Committee of Propositions and Grievances, be a sufficient Number to make a Committee; and five of all other Committees.

Mr *Harrison*, from the Committee of Propositions and Grievances reported, That the Committee had had under their Consideration, divers Propositions from several Counties to them referred: And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table, where the same were again twice read, and agreed to by the House, as follows:

Resolved, That the Proposition from the County of *Goochland*, for appointing public Ferries at *Charles Lynche's* Plantation, and on Mr *Benjamin Cocke's* Land, on the *Northanna*, in that County, will be convenient for Travellers, is reasonable.

Resolved, That the Proposition from the County of *Goochland*, for appointing a public Ferry a-crofs *James River*, on the Land of *Ashford Hughes*, near the Mouth of *Willis's Creek*, in that County, will be convenient for Travellers, is reasonable.

Resolved, That the Proposition from the County of *Richmond*, for repealing so much of the Law as obliges Justices of the Peace to send an able bodied Man in their Room, or to give their own personal Attendance at Musters, be rejected.

Resolved, That the Propositions from the Counties of *Richmond* and *Northumberland*, for repealing so much of the Act, *To restrain Sheriffs and other Officers, from making unreasonable Seizures and Distresses, and for other Purposes therein mentioned*, as makes it unlawful for any Justice to make out an Execution on a Judgment by him granted out of Court against the Body of any Debtor, be rejected.

Resolved, That the Proposition from the County of *Richmond*, to amend the Act *For the better Preservation of the Breed of Deer, and preventing unlawful shooting*; and to add a Clause, prohibiting any Person, not possessed of a certain Freehold Estate in Lands, from keeping any Hounds or Beagles, under a Penalty, be rejected.

Resolved, That the Proposition from *Effex County*, to restrain Hogs from running at large in *Tappahanock Town* in that County, be rejected.

Ordered,

Ordered, That a Bill or Bills be brought in, pursuant to the said Resolutions agreed to by the House; and that the Committee for Propositions and Grievances do prepare and bring in the same.

Ordered, That Mr *Harrison* and Mr *Beverly* have Leave to be absent from the Service of the House until *Monday* next.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Saturday, September 8, 1744.

MR. *Speaker* laid before the House, the Letters mentioned in the Governor's Speech; which being read, were ordered to lie upon the Table.

Mr *Conway* reported, from the Committee of Privileges and Elections,

That the Committee had had under their Consideration, the Return of the Writ for electing Burgesses to serve in this present General Assembly, for the County of *Louisa*; and had agreed upon a Report: Which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read; and agreed to by the House, as follows:

Resolved, That it appears to this Committee, that the Return of the said Writ is made in the Form prescribed by Law.

Mr *Conway* also reported, from the said Committee, That the Committee had had under their Consideration, the Petition of Mr *Robert Lewis*, to them referred, complaining of an undue Election and Return of Mr *Abraham Venable*, to serve as a Burgess in this present General Assembly, for the County of *Louisa*; and had partly heard as well the Petitioner as the fitting Member, by their Council, and had come to divers Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same being again twice read, were agreed to by the House, as follows:

Resolved, That the Persons who voted at the said Election, whose Freeholds are questioned either by the Petitioner or fitting Member, be examined, upon Oath, before *Ambrose Joshua Smith*, *John Carr*, and *John Starke*, Gentlemen, Justices of the Peace for the County of *Louisa*, or any of them, at the Court-house of that County, whether they be Freeholders or not? except such of them as did swear to their Freeholds at the Election.

Resolved, That the Petitioner and fitting Member be at Liberty to examine Witnesses before the said Justices, or any of them, as to the Freeholds of any Persons who voted at the Election, altho' such Persons swore to their Freeholds at the Election, or shall swear to them before the Justices.

Resolved, That as well the Petitioner as the fitting Member, do, at least a Week before the Examination of their Witnesses, deliver to each other, a List of the Names of the Voters objected to; and that it be an Instruction to the said Justices, to examine how long such Voters have been in Possession of, and paid Quit-Rents for the Lands or Tenements, in Right of which they voted at the Election: And that they return the Examination to the Committee on *Monday* come Four Weeks.

A Petition of *Elizabeth Bannister*, setting forth, That her Husband being one of the Soldiers enlisted in Captain *Washington's* Company; for His Majesty's Service in the *West-Indies*, died there; and praying such Relief as to this House shall seem fit, was presented to the House, and read.

Ordered, That the said Petition be referred to the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Claim of *James Talbot*, for taking up Two runaway Slaves, was presented to the House, and received.

Ordered,

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

A Petition of *John Minor* and *Diana Goodloe*, Executors of *George Goodloe*, late Sheriff of *Caroline County*, setting forth many Services the said *George Goodloe* had performed, as Sheriff, in Obedience to an Order of this House, concerning a disputed Election, between *John Martin* and *Jonathan Gibson*, for which he had never received any Satisfaction; and praying the Consideration of the House, was presented to the House, and read.

Ordered, That the said Petition be referred to the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Two Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

Ordered,

That the House be adjourned 'til *Monday Morning Eleven o'Clock*.

Monday, September 10, 1744.

A Petition of *Joseph Molton, Jun.* setting forth, That a Slave of his having murdered his Overseer's Wife, endeavoured to make his Escape, but was sometime afterwards found dead: And that notwithstanding he made Application to a Justice to outlaw him, he failed to do it; and praying the Consideration of the House therein.

Also a Petition of *Littler Herbert*, setting forth, That in performing his Duty at a Muster, under Capt. Matthew Wills, he was unfortunately wounded; and had been at a very considerable Expence in paying a Surgeon for attending him, and dressing his Wounds; and praying such Relief as this House shall think fit.

Also a Petition of *Robert Powell*, setting forth, That a Slave of his absented himself from his Service, and being outlawed, was afterwards found dead, with several stolen Goods by him; and praying such an Allowance as to this House shall seem fit, were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Claims: And that they do examine the several Matters thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *John Chew*, setting forth, That a Negro Woman belonging to him, ran away; and that having outlawed her, she was, about two Months after, found dead, and praying the Relief of this House; was presented to the House, and read.

And the Question being put, That the said Petition be referred to the Committee of Claims? *It passed in the Negative.*

Resolved, That the said Petition be Rejected.

Ordered, That Mr *Venable* have Leave to be absent from the Service of this House.

A Claim of *Richard Bennet*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

A Petition of *Margaret Anderson*, setting forth, That her Husband died in *Jamaica*, in His Majesty's Service, on the late Expedition.

Also a Petition of *Sarah Williams*, to the same Purpose.

Also a Petition of *Elizabeth Mannell*, to the same Purpose.

Also a Petition of *Catharine Williams*, to the same Purpose, were severally presented to the House, and read.

Ordered,

Ordered, That the said Petitions be referred to the Consideration of the Committee of Claims: And that they do examine the several Matters thereof; and report the same, with their Opinion thereupon, to the House.

The Order of the Day for taking the Governor's Speech into Consideration, being read,

The House Resolved itself into a Committee of the whole House, to consider the Governor's Speech: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported, That the Committee had had the Governor's Speech under their Consideration, and had made some Progress therein; but not having Time to go through the same, had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee of the whole House, to Consider further of the Governor's Speech, To-morrow.

Mr *Carter* informed the House, That Mr *Samuel Earl*, a sitting Member, had not been a Freeholder, at the Time of his Election, above Six Months.

Ordered, That the Consideration of the said Information, be referred to the Committee of Privileges and Elections: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Tuesday, September 11, 1744.

MR. *Harrison*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, a Proposition from the County of *Richmond*, for amending and explaining, or repealing so much of the Act, *For settling the Titles and Bounds of Land, and preventing unlawful Shooting and Ranging thereupon*, as relates to Proceffioning the Bounds of Lands; and had come to a Resolution thereupon; which he read in his Place, and then delivered in at the Table.

Ordered, That the Report do lie on the Table.

Ordered, That Mr *Beverley* be added to the Committee of Privileges and Elections.

Mr *Nelson* reported, That the Committee of Trade had had under their Consideration, several Matters relating to the Trade of this Colony, to them referred; and had come to a Resolution thereupon; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

A Petition of *Robert Spilsbee Coleman*, was presented to the House, and read; setting forth, That Seventeen Acres of the Town called *Tappahannock*, was, by an exact Survey made by *Robert Brooke*, Surveyor of *Effex* County, found to be within the Bounds of his Land; and praying that this House will pay him for the said Land, according to the present Value of it.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr *Carter*, from the Committee for Courts of Justice, reported, That the Committee had, according to Order, examined what Laws have expired since the last Session of Assembly; and inspected such Temporary Laws as will expire with or soon after the End of this Session of Assembly: And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the Report do lie on the Table.

Mr *Carter* moved for Leave to present a Bill, to explain and amend an Act, intituled, *An Act to prevent frivolous and vexatious Suits; and to regulate Attornies, practising in the County Courts*: And the same was received, and read the First Time.

Ordered,

Ordered, That the Bill be read a Second Time.

A Motion being made,

That the Order of the Day be referred 'til To-morrow? *It passed in the Affirmative.*

Resolved, That this House will again resolve itself into a Committee, to consider further the Governor's Speech, To-morrow.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Wednesday, September 12, 1744.

FOUR Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

Ordered, That Mr *Richard Tunstall* be appointed Clerk to the Committee of Propositions and Grievances; and also to the Committee of Privileges and Elections, in the Room of Mr *Benjamin Waller*, who is elected a Burgess for the County of *James-City*.

Ordered, That Mr *Benjamin Waller* be added to the Committee of Privileges and Elections; and also to the Committee for Courts of Justice.

Ordered, That Mr *Wormley* be added to the Committee of Propositions and Grievances.

A Petition of *Henry Wythe* was presented to the House and read, setting forth, That a Slave belonging to him, being about to be apprehended, on Suspicion of having poisoned his Overseer, ran away, and being out-lawed, drowned himself, in order to prevent his being taken; and praying this House to make him some Allowance for the said Slave.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

The House, according to Order, Resolved itself into a Committee, to consider further the Governor's Speech: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported, That the Committee had had the Governor's Speech under their Consideration, and had made a further Progress therein; but not having Time to go through the same, had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to consider further of the Governor's Speech, on *Monday* next.

Ordered, That Mr *Ludwell* be added to the Committee of Propositions and Grievances; and also to the Committee of Trade.

A Claim of *Henry Tomlinson*, for taking up a Runaway Negro, therein mentioned, was presented to the House and read.

Also several Claims of *Robert Dudley*, for Services therein mentioned.

Also a Claim of *William Taliaferro*, late Sheriff of the County of *King and Queen*, for Four Hundred and Eighty Pounds of Tobacco, levied in that County, on *James Hearndon*, who lived in *Caroline* County.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively in the Book of Claims.

Mr *Harrison*, according to Order, presented a Bill, *To establish and confirm the Bounds and Titles of Lands, held in the Town of Suffolk, in the County of Nanfemond*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

The House proceeded to the Consideration of the Report from the Committee of Trade, made Yesterday; and the same being twice read, was agreed to by the House, as follows:

Resolved, That it will be for the Advancement of Trade and public Credit, if legal Provision be made for the Relief of insolvent Debtors; and for the effectual Discovery and equal Distribution of their Estates.

Ordered, That the Committee of Trade do prepare and bring in a Bill, pursuant to the said Resolution.

A Claim of *Richard Vernon*, for a Service therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

The House proceeded to the Consideration of the Report from the Committee of Propositions and Grievances, made Yesterday; and the same being twice read, was agreed to by the House, as follows:

Resolved, That so much of the Act, *For settling the Titles and Bounds of Lands, and preventing unlawful Shooting and Ranging thereupon*, as relates to Proceffioning the Bounds of Land, ought to be amended.

Ordered, That the Committee of Propositions and Grievances do prepare and bring in a Bill, pursuant to the said Resolution.

A Petition of *Anne Bristol*, setting forth, That her Husband being enlisted in His Majesty's Service, to serve on the late Expedition against the *Spaniards*, died.

Also a Petition of *Margaret Guy*, to the same Purpose.

Also a Petition of *Sarah Drighouse*, to the same Purpose; were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Claims: And that they do examine the Matters thereof, and report the same, with their Opinion thereupon, to the House.

A Bill to explain and amend an Act, intituled, *An Act to prevent frivolous and vexatious Suits, and to regulate Attornies practising in the County Courts*, was read a Second Time.

Ordered, That the said Bill be committed to the Committee for Courts of Justice.

The House proceeded to the Consideration of the Report from the Committee for Courts of Justice, made Yesterday; and the same being twice read, Part thereof was agreed to by the House, as follows.

Resolved, That the Act of Assembly, made in the Twelfth Year of the Reign of his present Majesty, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees, and other Purposes therein mentioned*, which will expire at the End of this Session of the General Assembly, ought to be continued, with Amendments.

Resolved, That the Act of Assembly, made in the Fifth and Sixth Years of His Majesty's Reign, intituled, *An Act, for laying a Duty on Liquors*: And another Act of Assembly, made in the Twelfth Year of His Majesty's Reign, *For continuing and amending the same*: And also one other Act of Assembly, made in the Tenth Year of His Majesty's Reign, intituled, *An Act, for laying a Duty on Liquors imported by Land, and better securing the Duty upon Slaves; and for other Purposes therein mentioned*, as to so much thereof as relates to the said Duty upon Liquors imported by Land: And likewise one other Act of Assembly, made in the Fifteenth Year of His present Majesty's Reign, *For continuing and amending the said Three several Acts*; all which will expire on the last Day of July, 1746, ought to be reduced into One Act of Assembly, and continued.

Resolved, That the Act of Assembly, made in the Fifteenth Year of the Reign of His present Majesty, intituled, *An Act, for preventing Losses from Drivers passing with Cattle*

Cattle through this Colony, and for laying a Duty upon Horses imported; which will expire at the End of this present Session of the General Assembly, ought to be continued, with Amendments.

Resolved, That the Act of Assembly, made in the Fifteenth Year of the Reign of His present Majesty, intituled, *An Act, to prevent Lawyers exacting or receiving exorbitant Fees*; which will expire at the End of this present Session of the General Assembly, ought to be continued, with Amendments.

And to the Resolution of the Committee, That the Act of Assembly, made in the Fifteenth Year of the Reign of His present Majesty, intituled, *An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs*, into One Act of Assembly; which will expire the Ninth Day of November, 1746, ought to be continued, with Amendments, The House disagreed.

Resolved, That the said Act ought not to be continued.

And also to another Resolution of the Committee, That the Act of Assembly, made in the Fifteenth Year of the Reign of His present Majesty, intituled, *An Act, to allow Persons not concerned in making Tobacco, to discharge Levies and Officers Fees in Money*; which will expire at the End of this present Session of Assembly, ought not to be continued, the House disagreed.

Resolved, That the said Act ought to be continued, with Amendments.

Ordered, That the Committee for Courts of Justice, do prepare and bring in a Bill, pursuant to the Resolution for continuing, with Amendments, the Act of Assembly, made in the Twelfth Year of His Majesty's Reign, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*.

And also a Bill, pursuant to the Resolution for continuing, with Amendments, the Act of Assembly, made in the Fifteenth Year of His present Majesty's Reign, intituled, *An Act, to prevent Lawyers exacting or receiving exorbitant Fees*.

Ordered, That the Committee of Propositions and Greivances do prepare and bring in a Bill, pursuant to the Resolution for continuing the Act of Assembly, made in the Fifteenth Year of His present Majesty's Reign, intituled, *An Act, to allow Persons not concerned in making Tobacco, to discharge Levies and Officers Fees in Money*.

And also a Bill, pursuant to the Resolution for continuing, with Amendments, the Act made in the Fifteenth Year of the Reign of His present Majesty, intituled, *An Act, for preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty upon Horses imported*.

Ordered, That the Committee of Trade do prepare and bring in a Bill, pursuant to the other Resolution agreed to by this House.

A Petition of the Inhabitants of the Town of *Richmond*, praying, That an Act may be pass'd, *For preventing the Inhabitants of the said Town, for the future, from building Wooden Chimnies, or suffering their Hogs to run at large*, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, to repeal so much of the Act, made in the Eighth Year of the Reign of His present Majesty, *To prevent the Building Wooden Chimnies in the Towns of York and Gloucester; and for pulling down such as are already built therein; and to restrain Hogs and Goats from going at large in the said Town of York*, as relates to the *restraining Hogs and Goats from going at large in the said Town of York*: And that Mr *Nelson* do prepare and bring in the same.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Thursday,

Thursday, September 13, 1744.

Ordered,

THAT Mr *Hutchings* have Leave to be absent from the Service of this House, 'til *Tuesday* next.

A Petition of the Vestry of *St. Mary's* Parish, was presented to the House, and read; setting forth, That fundry of the Inhabitants of *Drysdale* Parish, have petitioned to be added to their Parish; and praying their Petition may not be granted.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Ordered, That Mr *Power* be added to the Committee of Privileges and Elections; and also to the Committee for Courts of Justice.

Ordered, That Mr *Moore* be added to the Committee of Propositions and Grievances.

Mr *Harrison*, from the Committee of Propositions and Grievances reported, That the Committee had had under their Consideration, divers Propositions from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again twice read, and agreed to by the House, as follows:

Resolved, That the Proposition from the County of *Prince William*, for dividing the Parish of *Hamilton*, in that County, is reasonable.

Resolved, That the Propositions from the County of *Goochland*, for dividing that County, by a Line to be run from the Point of the Fork of *James River*, a *North-East* Course, to *Louisa* County Line; and from the said Point of the Fork, a direct Course to *Brook's* Mill; and from thence, the same Course continued to *Appamattox* River, are reasonable.

Resolved, That the Proposition from the County of *Goochland*, for dividing that County by *James River*, and the *South* Branch thereof, called the *Fluvanna*, be rejected.

Resolved, That the Proposition from the County of *Goochland*, against a Division of the said County; and for exempting the Inhabitants of the Frontier Parts of that County from the Payment of Levies for a few Years, be rejected.

Resolved, That the Propositions from the County of *Goochland*, for dividing the Parish of *St. James's*, in that County, by *James River*, and the *Fluvanna*, are reasonable.

Resolved, That the Proposition from the County of *Goochland*, for ascertaining the Bounds of *King William* Parish, in that County, be rejected.

Resolved, That the Proposal of *Anthony Gavin*, Minister of *St. James's* Parish, in *Goochland* County, for impowering the Vestry to sell the old Glebe of that Parish, on the *North* Side of *James River*; and to purchase another in a more convenient Place, is reasonable.

¹⁸ *Ordered*, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills, pursuant to the said Resolutions: And that it be an Instruction to the said Committee, to receive a Clause or Clauses in the Bill, for dividing the County of *Goochland*, by a Line to be run from the Point of the Fork of *James River*, a *North-East* Course to *Louisa* County Line; and from the said Point of the Fork, a direct Course to *Brook's* Mill; and from thence the same Course continued to *Appamattox* River, to erect the new County into a distinct Parish.

Ordered, That Mr *Meriwether* be added to the Committee of Claims.

A Petition of *John Bolling*, was presented to the House, and read; praying an Allowance for a new Warehouse, built at *Appamattox* Point.

Ordered, That the Consideration of the said Petition be referred to the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

A Bill, *To establish and confirm the Bounds and Titles of Lands, held in the Town of Suffolk, in the County of Nansemond*, was read a Second Time.

Ordered,

Ordered, That the Bill be committed to the Committee of Propositions and Grievances.

A Motion being made,

That Notice be given to *Jethro Sumner*, and *Margaret* his Wife, That a Bill for that Purpose is brought into this House; and the previous Question being put, That the Question be put upon the said Motion? *It passed in the Affirmative.*

Then the Question being put on the said Motion? *It passed in the Affirmative.*

Resolved, That Notice be given to *Jethro Sumner*, and *Margaret* his Wife, pursuant to the said Motion.

Then a Motion was made,

That some Person in the County of *Nansemond*, do privily examine the said *Margaret Sumner*, Whether she assents to the said Bill? And transmit a Certificate of the same to the Committee to whom the said Bill is committed: And the Question being put thereupon? *It passed in the Negative.*

Resolved, That the Motion be rejected.

Mr Conway, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Matter to them referred, concerning the Qualification of *Mr Samuel Earl*, to sit as a Member of this House, for the County of *Frederick*: And had come to a Resolution thereupon; which he read in his Place, and afterwards delivered in at the Table; and is as follows:

Resolved, That it is the Opinion of this Committee, That the said *Mr Earl* is duly qualified.

Upon which, a Debate arose; and the Question being put thereupon, the House divided.

Noes go forth. Noes 8

Yeas 45

Resolved, That the said *Mr Earl* is duly qualified.

Ordered, That it be an Instruction to the Committee, appointed to prepare and bring in a Bill, to repeal so much of the Act, made in the Eighth Year of His present Majesty's Reign, *To prevent the Building Wooden Chimnies in the Towns of York and Gloucester; and for pulling down such as are already built therein: And to restrain Hogs and Goats from going at large in the said Town of York*, as relates to the restraining Hogs and Goats from going at large in the said Town of York, to receive a Clause or Clauses, to repeal so much of the Act, *For preventing the Building Wooden Chimnies in the Town of Fredericksburg, and pulling down such as are already built therein; and to restrain Hogs from going at large in the said Town of Fredericksburg, and Urbanna*, as relates to the restraining Hogs from going at large in the Town of Fredericksburg.

A Petition of *Mann Page*, Esq; was presented to the House, and read; setting forth, That his Father being, in his Life-time, seised in Fee-Simple, of a very valuable Estate in Lands, by his Last Will and Testament, did devise the said Lands to his Sons *Ralph Page*, your Petitioner, *Carter Page*, and *John Page*, with divers Remainders and Limitations over, in Case of Failure of Issue of their Bodies; and did bequeath to his Sons *John Page*, *Matthew Page*, and *Robert Page*, and to his Two Daughters, *Mary* and *Lucy Page*, Legacies amounting to Seven Thousand Pounds *Sterling*: And that soon after the Death of your Petitioner's Father, his said Sons, *Ralph* and *Carter*, departed this Life, without Issue; whereby the Land devised to them, becomes vested in your Petitioner: And your Petitioner's said Father, at the Time of his Death, was considerably indebted unto several Persons in *Great-Britain*, and in this Colony, more than the Value of his Slaves and Personal Estate amounted to: For the Paiment of which, together with the Legacies, he prays, That a Bill may be passed, to empower him to sell several Tracts of Land, therein mentioned.

Ordered, That *Mr Carter* do prepare and bring in a Bill, according to the Prayer of the said Petition.

Ordered,

Ordered, That the Consideration of the Report from the Committee of Propositions and Grievances, referred to this Day, be further referred 'til *Wednesday* next.

Three Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Friday, September 14, 1744.

A Petition of *Elizabeth Copeland*, setting forth, That her Husband died in His Majesty's Service, on the late Expedition:

Also a Petition of *Frances Bourn*, to the same Purpose; were severally presented to the House, and read.

Ordered, That the Consideration of the said Petitions be referred to the Committee of Claims: And that they do examine the Matters thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Harrison*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Petition of *Robert Spilsbee Coleman*, to be paid for Seventeen Acres of Land, lying and being in *Tappahannock* Town, in *Effex* County, laid off by Act of Assembly, and order'd to be purchased of one *Benjamin Goodrich*, who pretended a Right to the said Land; but by a Survey of the said *Coleman's* Land, made by Mr *Robert Brooke*, Surveyor of the said County, it appears, that the said Seventeen Acres of Land, Part of the said Town of *Tappahannock*, is within the Bounds of the said *Coleman's* Land: And had come to a Resolution thereupon; which he read in his Place, and afterwards delivered in at the Table; where the same was again twice read, and agreed to by the House, as follows:

Resolved, That the said Petition is reasonable.

Upon Consideration of a Petition from sundry Inhabitants of the County of *Prince William*, for Sixty Acres of Land to be laid off for a Town, betwixt *Fox Branch*, above *Leonard Baker's*, and below *Quantico* Warehouses, and *Quantico* Church, in the said County,

Resolved, That the said Petition be rejected.

Ordered, That Mr *Beverley* and Mr *Garnet* do prepare and bring in a Bill, pursuant to the Resolution agreed to by this House.

Mr *Beverley*, from the Committee of Claims, moved for the Directions of this House, whether the several Claims of the Patrollers for scouring the Mountains; and also, whether the whole Charge of the Persons whose Waggon were pressed, to carry the Arms up to the Mountains, ought to be allowed? And it was thereupon

Ordered, That it be an Instruction to the said Committee, not to allow the Claims of the Patrollers; and to regulate the Charge for the Waggon, where it appears to be exorbitant.

Mr *Ludwell* moved for Leave to prepare and bring in a Bill, for reducing the Laws made concerning the Qualifications of Voters, and Candidates for Burgesses to serve in the General Assembly, and regulating Elections, into One Act; and for amending the several Deficiencies of those Laws: And the Question being put thereupon? *It passed in the Affirmative.*

Ordered, That Mr *Ludwell* do prepare and bring in the same.

Mr *Harrison*, from the Committee of Propositions and Grievances, reported, that the Committee had had under their Consideration, divers Propositions from several Counties; and had come to several Resolutions thereupon: Which he read in his Place,
and

and afterwards delivered in at the Table; where the same being again twice read, were agreed to by the House, as follows:

Resolved, That the Petition of the Vestry of *Stratton-Major* Parish, in the County of *King and Queen*, to be impowered to sell the present Glebe of the said Parish; and to apply the purchase Money towards buying a good and sufficient Glebe, for the Use of the Minister of the said Parish, is reasonable.

Upon Consideration of a Proposition from the County of *Brunswick*, for a Division of the said County, from the County Line where it crosses *Roanoke*, below the Horse Ford, to strike *Nottoway* River, near the Fork thereof; and also a Petition from the said County, against the Division of the same,

Resolved, That the said Petitions be referred to the Consideration of the next Session of Assembly.

Resolved, That the Proposition from the County of *Nansemond*, for a Warehouse to be erected at *Anthony Holladay's* Point, to be under the same Inspection as that of *Sleepy Hole*, be rejected.

Resolved, That the Petition from sundry Inhabitants of the County of *Prince George*, to put the Warehouses at *Maycox* and *Jordan's*, under separate Inspections, be rejected.

Resolved, That a Proposition from the Inhabitants of *Drysdale* Parish, in *King and Queen* and *Caroline* Counties, to be divided, by a Line from the *Dogue-Town* Bridge, on *Mattaponi* River, to the Line of *St. Mary's* Parish; and that the Lower Part thereof remain a separate Parish, and the Upper Part thereof be added to *St. Mary's* Parish, be rejected: And that the Petition to them referred, against the Division of the said Parish, and adding Part thereof to *St. Mary's* Parish, is reasonable.

Resolved, That a Petition from the County of *Fairfax*, to them referred for a Ferry 21 to be kept from the Land of *Josias Clapham*, to the Land of *John Nelson*, be rejected.

Ordered, That *Mr Buckner* be added to the Committee for Courts of Justice.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Saturday, September 15, 1744.

Ordered,

THAT it be an Instruction to the Committee, to whom it is referred to prepare and bring in a Bill, for impowering the Vestry of *St. James's* Parish, in *Goochland* County, to sell the old Glebe of that Parish, on the *North Side* of *James* River, and to purchase another in a more convenient Place, to receive a Clause or Clauses, for impowering the Vestry of *Stratton-Major* Parish, in the County of *King and Queen*, to sell the present Glebe of the said Parish; and to apply the Purchase Money towards buying a good and sufficient Glebe for the Use of the Minister of the said Parish, pursuant to the Resolution for that Purpose.

A Petition of *John Evans*, Jun. praying, That he may have the Liberty of keeping the Public Ferry over *Piscataway* Creek, in *Effex* County:

Also a Petition of *Henry Reeves*, praying, That he may be allowed to keep a Public Ferry from his Landing, in *Effex* County, to the Land of *William Fantleroy*, in *Richmond* County; were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matters thereof, and report the same, with their Opinion thereupon, to the House.

Mr Harrison, according to Order, presented a Bill, *For dividing the Parish of Hamilton, in the County of Prince William, and erecting the same into Two distinct Parishes; and other Purposes therein mentioned*: And the same was read the First Time.

Ordered, That the bill be read a Second Time.

A Petition of *Peter Hedgman*, a Member of this House, setting forth, That *William Brent*, late of the County of *Stafford*, deceased, having a Title to a great Estate in Lands in the Province of *Maryland*, did commence Suit for the said Lands in the said Province, and recovered the same there; upon which the Parties concerned, appeal'd to *England*, and that several Persons in *Great-Britain* advanced large Sums of Money to enable the said *Brent* to carry on the said Appeal: And that soon after the Recovery of the said Lands, he return'd to *Virginia*, and died, leaving your Petitioner his Executor; and that the Lands and real Estate of the said Deceased, are now vested in his eldest Son, *William Brent*, to whom your Petitioner is Guardian; and that his Debts, particularly those in *England*, are left unpaid, and that his personal Estate is exhausted in paying his other Debts; and praying, That he may be enabled to apply the Rents and Profits that arise from those Lands, to the Discharge of his Debts, was presented to the House, and read.

Ordered, That *Mr Harrison* do prepare and bring in a Bill, according to the Prayer of the said Petition.

A Petition of *George Holden* and *James Gibson*, setting forth, That they were summoned to attend the Court of *Oyer and Terminer*, as Venire-Men, but were prevented from coming Time enough by the Inclemency of the Weather; and praying this House will allow them their travelling Charges:

Also a Petition of *Frances Lynn*, setting forth, That her Husband died in His Majesty's Service, on the late Expedition; and praying the Consideration of this House therein; were severally presented to the House, and read.

Ordered, That the Consideration of the said Petitions be referred to the Committee of Claims: And that they do examine the Matters thereof; and report the same, with their Opinion thereupon, to the House.

Ordered,

That the House be adjourned 'til *Monday* Morning Eleven o'Clock.

Monday, September 17, 1744.

Ordered,

THAT *Mr Thornton* have Leave to be absent from the House, for the Recovery of his Health.

A Bill, *For dividing the Parish of Hamilton, in the County of Prince William, and erecting the same into Two distinct Parishes; and other Purposes therein mentioned*, was read a Second Time.

Ordered, That the Bill be committed to *Mr Colvill* and *Mr Washington*.

A Motion being made, That the Order of the Day for the House resolving itself into a Committee, to consider further the Governor's Speech, be refer'd 'til To-morrow? *It passed in the Affirmative*.

Resolved, That this House will again resolve itself into a Committee, to consider further the Governor's Speech To-morrow.

A Claim of *John Johnson*, for taking up a Runaway, therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Mr Harrison, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions from several Counties; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same being again twice read, were agreed to by the House, as follows:

Upon Consideration of a Proposition from the County of *Fairfax*, for appointing a Public Ferry across *Patowmack* River, near the Mouth of *Broad-Run*, opposite to the Land of *David Dehay*, in *Prince George* County, in *Maryland*,

Resolved,

Resolved, That the said Proposition be rejected.

Resolved, That the Petition of *John Sneed*, of the County of *Caroline*, to have an Act made against Tippling-Houses, be rejected.

Upon Consideration of a Petition from the Ordinary-Keepers of the city of *Williamsburg*, and the Town of *York*, setting forth, That great Inconveniences, as well as manifest Losses in their Way of Business, have arisen, from an Act of Assembly, passed in the Year of our Lord 1734, *Preventing Persons keeping Public Houses, from giving Credit for more than Twenty Shillings in Liquor, to any Person in One Year*: And further, if any Person should happen to die indebted to an Ordinary-Keeper, without making Provision for the Payment of his Debts, supposing his Inclinations to be ever so honest whilst living, yet his Executors or Administrators cannot answer the Payment of any Debt; and praying a Repeal of the said Act of Assembly,

Resolved, That the said Petition be Rejected.

Resolved, That the Proposition of *Joshua Fry* and *Robert Brooke*, to them referred, to make an exact Survey of this Colony, and to print and publish a Map thereof; in which shall be laid down, the Bay, the navigable Rivers, with their Soundings, Counties, Parishes, Towns, and Gentlemens Seats, and whatever else is remarkable, be rejected.

Ordered, That Leave be given to bring in a Bill, to amend the Act, intituled, *An Act for better regulating Ordinary-Keepers, and Retailers of strong Liquors, and to prevent their giving Credit; and to disable them to maintain any Action, or recover any Money, Tobacco, or other Commodity, for such Liquors sold upon Credit*: And that Mr *Nelson* do prepare and bring in the same.

Mr *Carter*, according to Order, presented a Bill, *To enable Mann Page, Esq; to sell and dispose of certain intailed Lands, to raise Money for the Payment of his Father's Debts, and Performance of his Will; and for other Purposes therein mentioned*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration, divers Petitions to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same being again twice read, were agreed to by the House, with an Amendment, as follows:

On Consideration of the Petition of *Elizabeth Manuel*, setting forth, That her Husband died in His Majesty's Service, on the late Expedition,

Resolved, That the Allegations of the said Petition are true; and that she ought to be allowed Ten Pounds for Relief.

Also the Petition of *Margaret Anderson*, to the same Purpose,

Resolved, That the Allegations of the Petition are true; and that she ought to be allowed Ten Pounds for Relief.

Also the Petition of *Sarah Williams*, to the same Purpose,

Resolved, That the Allegations of the Petition are true; and that she ought to be allowed Ten Pounds for Relief.

Also the Petition of *Catharine Wilson*, to the same Purpose.

Resolved, That the Allegations of the Petition are true; and that she ought to be allowed Ten Pounds for Relief.

Also a Petition of *Henry Wythe*, setting forth, That a Slave belonging to him, being about to be apprehended, on Suspicion of his having poisoned his Overseer, ran away, and being out-lawed, drowned himself, to prevent his being taken;

Resolved, That the Allegations of the Petition are true; and that he ought to be allowed Thirty Pounds.

Also a Petition of *Joseph Molton, Jun.* setting forth, That a Slave of his having murdered his Overseer's Wife, endeavoured to make his Escape, but was sometime afterwards found dead; and notwithstanding he made Application to a Justice to outlaw him, he failed to do it,

Resolved,

Resolved, That the Allegations of the said Petition are true; and that he ought to be allowed Thirty Pounds.

Also a Petition of *Robert Powell*, setting forth, That a Slave of his absented himself from his Service; and being out-lawed, was afterwards found dead, with several stolen goods by him,

Resolved, That the Allegations of the said Petition are true; and that he ought to be allowed Thirty One Pounds.

And also a Petition of *Litler Hubbard*, setting forth, That in performing his Duty at a Muster, under Capt. *Matthew Wills*, he was unfortunately wounded; and had been at a very considerable Expence, in paying a Surgeon for attending him, and dressing his Wounds,

Resolved, That the Allegations of the Petition are true; and that he ought to be allowed Twenty Pounds for Relief.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances, pursuant to the said Resolutions.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Tuesday, September 18, 1744.

MR. *Beverley*, from the Committee of Claims, moved for the Directions of the House, how they should levy the Charge for taking up Runaways in the County of *Frederick*? And it was thereupon

Ordered, That it be an Instruction to the said Committee, to levy the same on the County where the Master of the Runaway resides.

Ordered, That Mr *Boush* have Leave to be absent from the Service of the House 'til *Tuesday* next.

Mr *Washington* reported, That the Committee to whom the Bill, *For dividing the Parish of Hamilton, in the County of Prince William, and erecting the same into Two distinct Parishes; and other Purposes therein mentioned*, was committed, had made an Amendment thereto: Which he read in his Place, and afterwards delivered the Bill, with the Amendment, in at the Table; where the same was again twice read; and thereupon

Ordered, That the said Bill be re-committed to Mr *Beverley*, Mr *Carter*, Mr *Colvill*, and Mr *Washington*.

Mr *Harrison*, according to Order, presented a Bill, *For dividing the County of Goochland; and for dividing the Parish of St. James, in that County; and for other Purposes therein mentioned*:

Also a Bill, *Directing the Sale of several Glebes*: And the same were severally read the First Time.

Ordered, That the said Bills be read a Second Time.

Mr *Harrison* reported, That the Committee of Propositions and Grievances had had under their Consideration, a Petition from the County of *Nansemond*; setting forth, That when the dividing Line was run between the Parish of *Suffolk*, and the Upper Parish, in the said County, it was in Order to make the Number of Tithables near equal in both Parishes; but since the Division thereof, great Numbers of People have settled in the Upper Parish, by which means the Number of Tithables amount to more than Twelve Hundred; whereas in the Parish of *Suffolk*, they amount to no more than Six Hundred, and sometimes under that Number; and praying that the Parishes aforesaid may again be divided, and that the Division be as followeth: To begin at the Head of *Pugh's Creek*, thence down the same to *Nansemond River*; thence down the River to the Mouth of the *Western Branch*; thence up the Branch to *Isle of Wight County Line* a small Distance below *Everard's Mill*: Which Division will
make

make the Number of Tithables in the said Parish of *Suffolk*, to be within One Hundred and Nineteen of the Upper Parish. And had come to a Resolution thereupon; which he read in his Place, and afterwards delivered in at the Table; where the same being again twice read, was agreed to by the House, as follows:

Resolved, That the said Petition is reasonable.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, pursuant to the said Resolution.

Mr *Nelson*, according to Order, presented a Bill, *To repeal Part of an Act, intituled, An Act, to prevent the Building Wooden Chimnies in the Towns of York and Gloucester; and for pulling down such as are already built therein: And to restrain Hogs and Goats from going at large in the said Town of York; and for other Purposes therein mentioned:* And the same was read the First Time.

Ordered, That the Bill be read a Second Time.

Mr *Nelson*, from the Committee of Trade, reported, That the Committee, upon further Consideration of several Matters relating to the Trade of this Colony, to them referred, had agreed upon a Report: Which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

Upon a Motion made, That the Order of the Day for the House resolving itself into a Committee, to consider further the Governor's Speech, be referred 'til To-morrow?

Resolved, That this House will resolve itself into a Committee, to consider further the Governor's Speech To-morrow.

A Petition of *William Walker*, Proprietor of the Public Warchouses at *Hog-Neck*, praying to be allowed an additional Rent, for building a new Warehouse and a new Wharf there; and also for shingling the Two Warehouses, which were before erected there; was presented to the House, and read.

Ordered, That the Consideration of the said Petition be referred to the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

A Bill, *To enable Mann Page, Esq; to sell and dispose of certain intailed Lands, to raise Money for the Payment of his Father's Debts, and Performance of his Will, and for other Purposes therein mentioned;* was read a Second Time.

Ordered, That the said Bill be committed to Mr *Carter*, Mr *William Randolph*, Mr *Benjamin Waller*, Mr *William Waller*, Mr *Moore*, Mr *Nelson*, Mr *Digges*, and Mr *Chiswell*: And that they do examine into the Allegations thereof; and report the Matter as it shall appear to them, with their Opinion thereupon, to the House.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Wednesday, September 19, 1744.

A Claim of *William Taylor*, for taking up a Runaway Negro, therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Ordered, That Leave be given to bring in a Bill, for giving a Reward for killing Wolves in the County of *Frederick*, to be levied on the Inhabitants of the said County, by the Court; and for altering the Court-Day of the said County: And that Mr *Campbell* and Mr *Earl* do prepare and bring in the same.

Mr *Carter*, according to Order, presented a Bill, *For amending and continuing the Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned.*

Ordered, That the Bill do lie on the Table.

The House, according to Order, resolved itself into a Committee, to consider further of the Governor's Speech: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway*, from the Committee, reported, That they had had the Governor's Speech under their further Consideration, and gone through the same; but not having Time to draw up the Report, the Committee had directed him to move for Leave to sit again.

Resolved, That this House will resolve itself into a Committee, to draw up the said Report, To-morrow.

A Petition of *Robert Farish*, setting forth, That a Negro Man belonging to him, having attempted the Murder of a Negro Woman also belonging to him, and imagining he had succeeded in his Design, ran away; and after having been outlawed Two Months, was found dead in the Woods; and praying the Consideration of this House therein, was presented to the House, and read.

And the Question being put, That the said Petition be referred to the Committee of Claims? *It passed in the Negative.*

Resolved, That the said Petition be rejected.

Ordered, That the further Consideration of the Report from the Committee of Propositions and Grievances, which was referred to this Day, be referred 'til To-morrow.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Thursday, September 20, 1744.

MR. *Harrison*, according to Order, presented a Bill, *To impower Peter Hedgman, Gent. to lay out and apply the Rents and Profits of certain intailed Lands therein mentioned, whereof William Brent lately died seised, towards paying the Debts of the said Decedent; and for other Purposes therein mentioned:* And the same was read the First Time.

Ordered, That the Bill be read a Second Time.

A Petition of the Vestry of St. *Margaret* Parish, in the Counties of *Caroline* and *King William*, setting forth, That the said Parish, in its present Situation, is very inconvenient; and that Eight Hundred Tithables taken from the said Parish, and Two Hundred and Fifty from the Parish of St. *John*, adjacent thereto, would form a very sufficient middle Parish; and praying that the said Parishes may be divided, by Lines specified in the Petition, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

Mr *Harrison* reported, That the Committee appointed had, according to Order, prepared a Bill, *For dividing the Upper Parish of Nansemond County, and adding Part thereof to Suffolk Parish.*

Also a Bill, *For continuing and amending the Act, intituled, An Act, to allow Persons not concerned in making Tobacco, to discharge Levies and Officers Fees in Money;* and the same were received, and severally read the first Time.

Ordered, That the said Bills be read a Second Time.

Mr *Beverley*, from the Committee of Claims, moved for the Direction of the House, whether the Committee should allow a Claim of *William Hodges*, for a Negro of his, who being charged with Felony, and committed to Goal for the same, died the Night before his Tryal.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

A Petition of *Joseph Morton*, praying, That a Ferry may be established from his Lot, in *Leeds-Town*, in the County of *King George*, to the Landing of *Mrs Sarah Brooke*, in *Effex County*; was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr *Carter* reported, That the Committee to whom the Bill, *To enable Mann Page, Esq; to sell and dispose of certain intailed Lands, to raise Money for the Paiment of his Father's Debts, and Performance of his Will; and for other Purposes therein mentioned*, was committed, had examined into the Allegations thereof, and found them to be true: And that they had made an Amendment to the Bill; which he read in his Place, and afterwards delivered the Bill, with the Amendment, in at the Table; where the same being twice read, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be Ingrossed.

A Claim of *James Pratt*, for taking up a Runaway therein mentioned:

Also several other Claims for the same Service; were presented to the House, and received.

Ordered, That it be an Instruction to the Committee [of] Claims, to allow the said Claims respectively in the Book of Claims.

The House, according to Order, resolved itself into a Committee, to draw up the Report of the said Committee, in Answer to the Governor's Speech: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported from the Committee, That they had, according to Order, drawn up the Report: Which he read in his Place, and afterwards delivered in at the Table; where the same was again twice read, and Part thereof agreed to as follows:

Resolved, That an humble Address be made to His Majesty, to congratulate Him upon His Victory, obtained over the *French* at *Dettingen*; to express our Abhorrence, and declare our utter Detestation of those Measures, carried on in Concert with the Enemies of His Crown, in attempting an Invasion of His Kingdom, in Favour of a *Popish* Pretender; and to assure His Majesty, in the strongest Terms, of our Loyalty and firm Attachment to His Royal Person and Family.

Resolved, That the Act, *For reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*, ought to be amended.

Resolved, That the Act, *For the effectual Suppression of Vice, and Restraint and Punishment of wicked, blasphemous, and dissolute Persons*, ought to be amended.

Resolved, That the Act, *To prevent the Recovery of Money, or other valuable Things won on Wagers; and for the more effectual Restraint of Gaming at Ordinaries*: And also the Act, *for preventing excessive and deceitful Gaming*, ought to be amended.

Resolved, That His Majesty's Quit-Rents will be greatly increased by the late Treaty of Peace, concluded with the *Northern Indians*; and therefore we make no Doubt His Majesty will be graciously pleased to order the Expence of it to be discharged out of that Revenue.

Resolved, That the Expence of Repairing the Forts and Batteries, ought to be discharged out of the Duties appropriated by Act of Assembly for that Purpose.

Resolved, That the suffering Men to be enlisted, in Order to their being carried out of this Colony, will tend greatly to the Weakening, as well as Impoverishing this Dominion.

Resolved, That an humble Address be presented to the Governor, that he will not permit any Person to enlist Men, in Order to their being carried out of the Colony.

And to the Resolution of the Committee, That a Vessel be provided, at the Expence of the Country, to carry One Hundred and Fifty Men, for the Guarding of our Coast, and the Protection of our Trade, the House disagreed.

Ordered, That Mr *Conway*, Mr *Corbin*, Mr *Benjamin Waller*, and Mr *Carter*, do prepare an Address to His Majesty, pursuant to the Resolution for that Purpose.

Ordered,

Ordered, That Mr *Harrison*, Mr *Reddick*, and Mr *Braxton*, do address the Governor, That he will not permit any Person to enlist Men, in Order to their being carried out of this Colony, pursuant to the Resolution for that Purpose.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills, pursuant to the other Resolutions agreed to by the House.

Ordered, That the further Consideration of the Report from the Committee of Propositions and Grievances, which was referred to this Day, be further referred 'til To-morrow.

A Bill, *For amending and continuing the Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*, was read the First Time.

Ordered, That the Bill be read a Second Time,

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, September 21, 1744.

Ordered,

THAT Mr *Lee* be added to the Committee of Propositions and Grievances.

A Petition of *Margaret Wheeler*, setting forth, That her Husband died in His Majesty's Service on the late Expedition, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Ordered, That Leave be given to bring in a Bill, to amend the Act, made in the Fourth Year of the Reign of Queen *Anne*, intituled, *An Act, for Encouragement of building of Water Mills*: And that Mr *Corbin* do prepare and bring in the same.

Mr *Harrison* reported, That the Committee appointed, had, according to Order, addressed the Governor, that he would not permit any Person to enlist Men, in order to their being carried out of this Colony: And that he was pleased to answer, He was sorry the House of Burgesses should ask what he could by no Means grant.

A Petition of fundry Inhabitants of the County of *Goochland*, praying, That the Justices of that County may be compelled to remove the Court-house to the most convenient Place, on the *South* Side of *James River*, was offered to the House; and the Question being put, that the said Petition be received?

Resolved in the Negative.

A Petition of *Charles Ewell*, setting forth, That a Slave belonging to him, and the *Rappahannock* Iron-Mine Company, ran away, and committed divers Felonies; and that he obtained a Proclamation of Outlawry of a Magistrate, but before it was signed by another Justice, the said Slave was surrounded by the Neighbours, and refusing to surrender, was by them shot dead; and praying the Consideration of the House therein, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr *Harrison*, from the Committee of Propositions and Grievances, reported, That they had had under their Consideration, divers Propositions from several Counties; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

A Petition of *Elizabeth Smith*, Executrix of the Last Will and Testament of *Robert Smith*, of the County of *Caroline*, deceased, setting forth, That the said *Robert Smith*, by his Will, ordered Sixty Acres of his Land, lying near *Roy's* Warehouse, to be laid off for a Town; and that the same is laid off: But that there is a Suit in Chancery concerning

cerning a Mortgage of the said Land, now depending in the General Court; and praying that the said Town may, by an Act of Assembly, be confirmed, and the Money arising from the Sale of the Lots, may be lodged in such Persons Hands as shall be thought proper, till the said Suit is determined; and then to be paid to whomsoever the Land shall be decreed; was presented to the House, and read.

Ordered, That Mr Carter do prepare and bring in a Bill, according to the Prayer of the said Petition.

Two Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

A Motion was made, That this House make a Resolve, That the Sum of Six Hundred Pounds be given, to aid the Revenue for the Support of the Forts and Fortifications in this Colony; and after a Debate, the Question being put thereupon, the House divided.

Yeas go forth. Yeas 14

Noes 46

Resolved in the Negative.

The House proceeded to the further Consideration of the Report from the Committee of Propositions and Grievances, to this Day referred; and the same being twice read, Part thereof was agreed to, as follows:

Resolved, That the Proposition from the County of *Fairfax*, for reviving the Public Warehouse at *Pohick*, is reasonable.

Resolved, That the Petition of the Inspectors at *Hunting Creek* Warehouse, in *Fairfax* County, to have their Salary increased, be rejected.

Resolved, That the Grievance from the County of *Fairfax*, complaining, That the Inhabitants of *Maryland* clandestinely transport Tobacco, of the Growth of that Province, into this Colony; and get the same brought to and passed at the Public Warehouses for Inspection of Tobacco in that County, in the Names of the Inhabitants of this Colony, ought to be redressed.

And to the Resolution of the Committee, That the Propositions from the Counties of *Amelia*, *Henrico*, and *Prince George*, for putting the Public Warehouses at *Bolling's* Point, in *Prince George* County, and Colonel *John Bolling's*, in *Henrico* County, under different Inspections, be rejected, the House disagreed.

Resolved, That the said Propositions are reasonable.

Ordered, That it be an Instruction to the Committee, appointed to prepare and bring in a Bill, *For amending the Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*, to receive a Clause or Clauses in the Bill, pursuant to the several Resolutions agreed to by the House; and also pursuant to the Resolution for putting the Public Warehouses at *Bolling's* Point, in *Prince George* County, and Colonel *John Bolling's*, in *Henrico* County, under different Inspections.

A Bill, *For dividing the Upper Parish of Nansemond County, and adding Part thereof to Suffolk Parish*, was read a Second Time; and an Amendment made to the Bill at the Table, and the Blanks in the Bill filled up.

Ordered, That the Bill be Ingrossed.

Mr *Beverley*, from the Committee of Claims reported, That the Committee had had under their Consideration, divers Petitions to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same being twice read, were agreed to by the House, as follows:

On Consideration of the Petition of *Frances Bourn*, setting forth, That her Husband, *David Bourn*, was an enlisted Soldier in the late Expedition, and died in the Service,

Resolved, That the Allegations of the Petition are true; and that she ought to be allowed Ten Pounds.

Also

Also a Petition of *Margaret Guy*, to the same Purpose,

Resolved, That the Allegations of the Petition are true; and that she ought to be allowed Ten Pounds.

Also a Petition of *Elizabeth Bannister*, to the same Purpose,

Resolved, That the Allegations of the Petition are true; and that she ought to be allowed Ten Pounds.

Also the Petition of *Frances Lynn*, to the same Purpose,

Resolved, That the Allegations of the Petition are true; and that she ought to be allowed Ten Pounds.

Also the Petition of *Sarah Drighouse*, a free Negro, to the same Purpose,

Resolved, That the Allegations of the Petition are true; and that she ought to be allowed Five Pounds.

Also the Petition of *Anne Bristol*, to the same Purpose,

Resolved, That the Allegations of the Petition are true; and that she ought to be allowed Ten Pounds.

Also the Petition of *William Walker*, Proprietor of the Public Warehouses at *Hog-Neck*,

Resolved, That for the building the new Warehouse in the said Petition mentioned, he be allowed the additional Rent of Twenty Five Shillings, from the Tenth Day of *November* last, 'til the Tenth Day of *November* next.

Also the Petition of *John Minor* and *Diana Goodloe*, Executors of the Last Will and Testament of *George Goodloe*, late Sheriff of *Caroline* County, deceased, for divers Services performed by the said *Goodloe*, by Order of the House of Burgesses in the Year 1736, in the disputed Election of Mr *Jonathan Gibson*, by Colonel *John Martin*,

Resolved, That the Allegations of the Petition are true, as to the Services; and ought to be paid for by the Parties, and levied on their Estates, (*to-wit*,) On the said *John Martin*, in *Caroline*, 654 Pounds of Tobacco; and on the said *Jonathan Gibson*, in *Orange*, 396 Pounds of Tobacco.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances in the Book of Claims, pursuant to the said Resolutions.

Ordered, That Mr *Reddick* have Leave to be absent from the Service of the House, 'til *Thursday* next.

A Petition of the Vestry of the Parish of *Bath*, in the County of *Prince George*, setting forth, That the Parish of *Bristol* had not paid them the Tobacco directed to be paid by an Act of Assembly, made last Session; and praying the Consideration of the House therein, was presented to the House and read.

And the Question being put, That the said Petition be referred to a Committee? *It passed in the Negative*.

Resolved, That the said Petition be rejected.

A Petition of *Robert Carter*, and the upper Inhabitants of *Goochland* County, in Opposition to a Petition of *Ashford Hughes*, for appointing a Public Ferry across *James* River, on his Land; and praying, That if this House should adjudge it proper to appoint a Ferry near there, that it may be appointed from the Petitioner's Land to the Land of *Ashford Hughes*, was presented to the House, and read.

Ordered, That the said Petition do lie on the Table.

A Petition of *Robert Bolling*, *William Stark*, and *Theoderick Bland*, by Order of the Vestry of *Bristol* Parish, praying, That the Parish of *Dale* may be compelled to deliver the Church Ornaments, and the Plate marked with the Name of the said Parish of *Bristol*; and also to sell the Glebe which belonged to the Parish of *Bristol* before it was divided; and to pay the said Parish of *Bristol*, their Proportion of the Money arising from such Sale, was offered to the House; and the Question being put, That the said Petition be received?

Resolved in the Negative.

A Bill, *To impower Peter Hedgman, Gent. to lay out and apply the Rents and Profits of certain intailed Lands therein mentioned, whereof William Brent lately died seised, towards paying the Debts of the said Decedent; and for other Purposes therein mentioned,* was read a Second Time.

Ordered, That the Bill be committed to Mr Waller, the Members of *Prince William*, and the Members of *King George* Counties.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, September 22, 1744.

TWO Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the test, were admitted to their Places in the House.

Ordered, That Mr *Sweney* and Mr *Baylor* have Leave to be absent from the Service of the House 'til *Wednesday*, and Mr *Westwood* 'til *Tuesday* next.

Upon a Motion made,

Ordered, That a Committee be appointed to inspect several old Books, containing our Charters, and many other Things, which may be of great Consequence to the Country: And it is accordingly referred to Mr *Beverley*, Mr *Benjamin Waller*, Mr *Lomax*, and Mr *Power*, to inspect the same; and report what they think necessary to be done with them.

A Petition of *William Meriwether*, a Member of this House, praying, That Leave may be given to bring in a Bill, to dock the Intail of Forty Acres of Land lying in *Hanover* County, by him sold to several Persons for the Use of a Town; and since established by Act of Assembly, was presented to the House, and read.

Ordered. That Mr *Power* do prepare and bring in a Bill, according to the Prayer of the Petition.

A Petition of *Sufannah Cooper*, was presented to the House, and read; praying, That Leave may be given to bring in a Bill, to enable her to sue and be sued, as a Feme Sole: And also to enable her to purchase, sell, and dispose of the Negros, and other Estate, in the same Manner as a Feme Sole may by Law; or that she may be otherwise relieved as this House, in their Wisdom, shall think reasonable.

Ordered, That Mr *Carter* do prepare and bring in a Bill, according to the Prayer of the Petition.

A Petition of the Minister, Churchwardens, and Vestry of the Parish of *Bruton*, in the Counties of *York* and *James City*, was presented to the House, and read; praying, That this House will direct the Expence of repairing the Two Wings of the Church in the said Parish, (which were built by Order of the Assembly) to be defrayed out of the Public Money; and referring to the Consideration of the House, Whether an Organ, to be bought by the Public, and appropriated to the Use of Divine Service, at the Church where the Seat of Government shall be, will not add greatly to the Harmony of Praise to the Supreme Being?

Ordered, That the Consideration of the said Petition be referred to the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

A Bill, intituled, *An Act, to enable Mann Page, Esq; to sell and dispose of certain intailed Lands, to raise Money for the Paiment of his Father's Debts, and Performance of his Will; and for other Purposes therein mentioned;* was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* do carry the Bill to the Council, for their Concurrence.

Upon

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, to prevent the Inhabitants of Tappahannock Town, from raising and keeping Hogs at large within the said Town: And that Mr *Beverley* do prepare and bring in the same.

A Bill, intituled, *An Act, for dividing the Upper Parish of Nanfemond County, and adding Part thereof to Suffolk Parish*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Harrison* do carry the Bill to the Council, for their Concurrence.

A Motion was made, That Leave be given to bring in a Bill, to amend the Act, intituled, *An Act, against stealing Hogs*.

Ordered, That Mr *Douglas* do prepare and bring in the same.

A Bill, *For dividing the County of Goochland; and for dividing the Parish of St. James, in that County; and for other Purposes therein mentioned*, was read a Second Time.

Ordered, That the Bill be committed to Mr *William Randolph*, Mr *Benjamin Cocke*, and Mr *Ruffin*.

A Bill, *For continuing and amending the Act, intituled, An Act, to allow Persons not concerned in making Tobacco, to discharge Levies and Officers Fees in Money*, was read a Second Time; and committed to Mr *Beverley*, Mr *Conway*, and Mr *Elligood*.

A Bill, *To repeal Part of an Act, intituled, An Act, to prevent the Building Wooden Chimnies in the Towns of York and Gloucester; and for pulling down such as are already built therein: And to restrain Hogs and Goats from going at large in the said Town of York; and for other Purposes therein mentioned*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

Mr *Harrison*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions from several Counties; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the Report lie on the Table.

Ordered,

That the House be adjourned 'til Monday Morning Eleven o'Clock.

Monday, September 24, 1744.

A Bill, intituled, *An Act, to repeal Part of an Act, intituled, An Act, to prevent the building Wooden Chimnies in the Towns of York and Gloucester; and for pulling down such as are already built therein: And to restrain Hogs and Goats from going at large in the said Town of York; and for other Purposes therein mentioned*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Nelson* do carry the Bill to the Council, for their Concurrence.

Mr *Nelson*, according to Order, presented a Bill, *For reducing the Laws made, for laying a Duty on Liquors, into One Act of Assembly; and for continuing the said Duty*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration, divers Petitions to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same being again twice read, were agreed to by the House, as follows:

On Consideration of the Petition of *Charles Ewell*,

Resolved, That the said *Ewell* did his Endeavour to have the Negro Man *Will*, in the Petition mentioned, out-lawed; but before he could have the Proclamation of Outlawry signed according to Law, the said Slave was shot dead: And that he was of the Value of Thirty Four Pounds, which ought to be paid.

On

On Consideration of the Petition of *Margaret Wheeler*, setting forth, That her Husband *John Wheeler*, was an enlisted Soldier in the late Expedition, and died in His Majesty's Service,

Resolved, That the Allegations of the Petition are true; and that she ought to be allowed Ten Pounds.

Ordered, That it be an Instruction to the Committee of Claims, to allow the several Claims, pursuant to the said Resolutions, in the Book of Claims.

A Petition of *Moor Fantleroy*, setting forth, That *Harry*, a Slave of his, having killed his Wife, also a Slave of his, ran away; and being out-lawed, some small Time after, drowned himself.

Also a Petition of *John Mundell*, Keeper of the Public Goal, setting forth, That the Fees allowed by Law are very low, and the Price of Tobacco being very much fallen, he is unable to support himself and maintain the Prisoners, out of the Profits of his Office; and praying the Consideration of the House therein, were severally presented to the House, and read.

Ordered, That the Consideration of the said Petition be referred to the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

The House proceeded to the Consideration of the Report from the Committee of Trade, made on *Tuesday* last, as follows:

Resolved, That it is the Opinion of this Committee, That the Exportation of Grain from hence to Foreign Markets, is a considerable and beneficial Branch of the Trade of His Majesty's Subjects here, but for some Time past greatly lessened, by Reason of the low Prices thereof abroad; and that therefore it will be of publick Benefit to encourage the making and Exportation of Wheat, by granting a Bounty or Præmium to the Exporters thereof.

And the same being twice read, and after a Debate, the Question put, That the said Resolution be agreed to? *It passed in the Negative.*

A Bill, *For amending and continuing the Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*, was read a Second Time, and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Tuesday, September 25, 1744.

A Claim of *William Clinch*, for several Services therein mentioned.

Also a Claim of *Joseph Clinch*, for taking up a Runaway therein mentioned, were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively, in the Book of Claims.

Mr *Waller* reported, That the Committee to whom the Bill, *To empower Peter Hedgman, Gent. to lay out and apply the Rents and Profits of certain intailed Lands therein mentioned, whereof William Brent lately died seised, towards paying the Debts of the said Decedent; and for other Purposes therein mentioned*, was committed, had examined into the Allegations thereof, and found them to be true; and that they had made several Amendments to the Bill; which he read in his place, and afterwards delivered the Bill, with the Amendments, in at the Table; where the same being twice read, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Petition of *Martha West*, Executrix of the Laft Will and Testament of *Thomas West*, deceased, and *Francis West*, Brother of the faid *Thomas*, praying, That an Act may pafs, to dock the Intail of Six Hundred and Fifteen Acres of Land, called *Chankin's Field*; and to fettle a Tract of Land of greater Value, to the fame Ufes, called the *Home Houfe*, &c. containing Six Hundred Acres, was prefented to the Houfe, and read.

Ordered, That M^r *Carter* do prepare and bring in a Bill, according to the Prayer of the faid Petition.

M^r *Conway* reported, That the Committee appointed, had, according to Order, prepared an Addrefs to His Majesty; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the faid Addrefs do lie on the Table.

M^r *Conway* mov'd for Leave to prefent a Bill, to explain Part of an Act, intituled, *An Act, concerning Servants and Slaves*: And the fame was received, and read the Firft Time.

Ordered, That the Bill be read a Second Time.

A Petition of the Mayor, Recorder, Aldermen, and Commonalty of the City of *Williamsburg*, was prefented to the Houfe, and read; praying, That an Act may pafs, to give them full Power to affefs a Tax on the Inhabitants of the Corporation, for building a Prifon, and the like Occafions of the City; and alfo to compel the Courts of *York* and *James City*, refpectively, to pay all Prifon Fees arifing within the Corporation, as would properly be chargeable upon the faid Counties, if there were no fuch Corporation; and alfo to impower the Magiftrates of the City, to take up, and commit to hard Labour, Vagrants and idle Perfons reforting thereto.

Ordered, That M^r *Harmer* and M^r *Benjamin Waller* do prepare and bring in a Bill, according to the Prayer of the Petition.

M^r *Harrifon*, from the Committee of Propofitions and Grievances, reported, That the Committee had had under their Confideration, divers Propofitions from the County of *Prince George*; and had come to feveral Refolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the fame were again twice read, and agreed to by the Houfe, as follows:

Resolved, That the Propofition for dividing the Parifhes of *Bristol*, and *Bath*, by a Line to begin Two Miles above M^r *Anthony Walke's* Mill, on *Appamattox* River; thence a South Courfe to *Stony Creek*; thence down the faid Creek to *Surry* County Line, is reafonable.

And that the Petition againft the Divifion thereof, be rejected.

Resolved, That the Propofition againft the Divifion of *Prince George* County, be rejected.

Ordered, That the Committee for Courts of Juftice, do prepare and bring in a Bill, purfuant to the Firft Refolution.

Ordered, That M^r *Richard Cocke*, and M^r *Joseph Gray*, be added to the Committee of Claims.

The Houfe, according to Order, refolved itfelf into a Committee, upon the Bill, *For amending and continuing the Act, for the better Regulating and Collecting certain Officers Fees; and other Purpofes therein mentioned*: And after fome Time fpent therein, M^r *Speaker* refumed the Chair; and M^r *Conway* reported, That the Committee had made fome Progrefs in the Bill, and had directed him to move the Houfe, that they may have Leave to fit again.

Resolved, That this Houfe will To-morrow refolve itfelf into a Committee to confider further the faid Bill.

Ordered,

That the Houfe be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, September 26, 1744.

MR. Benjamin Cocke reported, That the Committee to whom the Bill, *For dividing the County of Goochland, and for dividing the Parish of St. James in that County; and for other Purposes therein mentioned*, was committed, had made several Amendments thereto; which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table; where the same being twice read, were agreed to by the House, and an Amendment made to the Title of the Bill, at the Table.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr Beverley reported, That the Committee appointed had, according to Order, examined into the Condition of the old Records in the Secretary's Office; and agreed upon a Report: Which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the Report lie on the Table.

A Petition of *Thomas Chew* was presented to the House, and read; setting forth, That he obtained a Judgment against one *Dennis Bryan*, in the County Court of *Orange*, for Nineteen Thousand Eight Hundred and Thirty Nine and a Half Pounds of Tobacco, for which he was taken in Execution, and made his Escape out of Prison; and that he had taken all proper Methods to recover the same, but failed therein; and praying that this House will afford him such Relief as they think fit.

Ordered, That the Consideration of the said Petition be referred to the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr Beverley, from the Committee of Claims, moved for the Directions of the House, whether the Committee should allow several Claims, certified from the County of *Orange*, for patrolling, by Order of his Honour the Governor.

Ordered, That it be an Instruction to the said Committee, to allow the said Claims in the Book of Claims.

Mr Campbell, according to Order, presented a Bill, *For giving a Reward for Killing Wolves in the County of Frederick, to be levied on the Inhabitants of the said County by the Court; and for altering the Court-Day of the said County*: And the same was read the First Time.

Ordered, That the Bill be read a second Time.

Mr Nelson moved for Leave to bring in a Bill, for amending an Act, made in the Fourth of Queen Anne, intituled, *An Act, for laying an Imposition upon Skins and Furs, for the better Support of the College of William and Mary, in Virginia*; and it was accordingly referred to the Committee of Trade, to prepare and bring in the same.

Mr Carter, according to Order, presented a Bill, *For establishing a Town near Roy's Warehouse, in the County of Caroline; and for other Purposes therein mentioned*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, for dividing the Upper Parish of Nansemond County, and adding Part thereof to Suffolk Parish*, without any Amendment.

Mr Bland moved for Leave to present a Bill, to amend Part of an Act, intituled; *An Act, for the better securing the Payment of Levies, and Restraint of vagrant and idle People; for the more effectual Discovery and Prosecution of Persons having Bastard Children; and for other Purposes therein mentioned*; and the same was received, and read the First Time.

And the Question being put, That the said Bill be read a Second Time? *It passed in the Negative.*

Resolved, That the said Bill be rejected.

A Petition of *Robert Lovell* was presented to the House, and read; praying for an Allowance for setting over his Ferry, Eighty Six Soldiers: And the Question being put, That the said Petition be referred to a Committee? *It passed in the Negative.*

Resolved, That the said Petition be rejected.

A Petition of *Martin Palmer* was presented to the House, and read; praying for an Allowance for bringing down several Goods, stolen by *Mary Dillon*, who was sent from *King William County* to the General Court, for her Trial; and also praying to be allowed Two Hundred Pounds of Tobacco, levied on *Joseph Oaks*, said to be of *King William County*, for his Runaway Negro, at the Time the Petitioner was Sheriff of that County, and who, upon strict Search, could not be found.

Ordered, That the Consideration of the Petition be referred to the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

The House, according to Order, resolved into a Committee, to consider further the Bill, *For amending and continuing the Act, for the better Regulating and Collecting certain Officers Fees, and other Purposes therein mentioned*; and after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway*, from the Committee, reported, that they had gone through the Bill, and had made several Amendments thereto; which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Bill, with the Amendments, do lie on the Table.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Thursday, September 27, 1744.

UPON a Motion made,

Resolved, That an humble Address be made to the Governor, to desire the Favour of him, to represent to our most Gracious Sovereign, the Misconduct and Behaviour of the Commanders of His Ships of War, stationed here for the Protection of our Trade, in neglecting their Duty; and to request of his Majesty, that He will be pleased to give Orders to such Commanders, to observe and follow the Advice and Directions of the Governor and Council of this Colony; so that they may thereby become more serviceable and useful to us.

Ordered, That Mr *Conway* wait on the Governor with the said Address.

Mr *Beverley* reported, That the Committee to whom the Bill, *For dividing the parish of Hamilton, in the County of Prince William, and erecting the same into Two distinct Parishes; and other Purposes therein mentioned*, was re-committed, had made several Amendments thereto; which he read in his Place, and afterwards delivered in at the Table; where the same being twice read, were agreed to by the House, with an Amendment.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Member having informed the House, That *John Austin*, of *King William County*, in his presence had said, That if a Bill passed for erecting a middle Parish in that County, that Mr *Power* and Mr *Moore* should never see the *Capitol* again; and also said, that if he lived in the Upper Parish, he would raise a Body of Men, and come down and drive the House of Burgeesses into *Hampton River*.

Resolved, That the said *John Austin*, in uttering the said Words, is guilty of a high Crime and Misdemeanor.

Resolved, That the said *John Austin*, for his said Offence, be sent for in the Custody of the Serjeant at Arms; and that Mr *Speaker* issue his Warrant accordingly.

Mr *Nelson*, according to Order, presented a Bill, *To amend the Act, for better regulating Ordinary-Keepers, and Retailers of strong Liquors; and to prevent their getting Credit; and to disable them to maintain any Action, or recover any Money, Tobacco, or other Commodity, for such Liquor, sold upon Credit*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

A Petition of *Elizabeth Jones*, setting forth, That her Husband died in his Majesty's Service, on the late Expedition; and praying the Consideration of the House therein, was presented to the House, and read.

Ordered, That the Consideration of the said Petition be referred to the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr *Carter*, according to Order, presented a Bill, *To dock the Intail of certain Lands therein mentioned, and to vest the same in Francis West; and to settle other Lands to the same Uses*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

A Motion was made, for Leave to bring in a Bill, to amend the Act, *Declaring the Law concerning Attachments; and altering the Court-Days in the Counties of Accomack and Amelia*.

Ordered, That Mr *Benjamin Waller* do prepare and bring in the same.

The House being informed, That the Rev. Mr *Fife* had, in a Sermon preach'd at *Norfolk*, on *Sunday* last, reflected on Two of the Members of this House,

Ordered, That the said Information be referred to the Consideration of the Committee of Privileges and Elections: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

The House proceeded to the Consideration of the Amendments to the Bill, *For amending and continuing the Act, for the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned*; and the same being twice read, were agreed to, with some Amendments; and other Amendments were made to the Bill by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Motion was made, for Leave to bring in a Bill, to amend the Act, *Concerning Tithables*.

Ordered, That Mr *Carter* do prepare and bring in the same.

Mr *Harrison* reported, That the Committee appointed, had, according to Order, prepared a Bill, *For enabling the Justices of Prince William and Fairfax Counties, to levy Tobacco on the said Counties, to support Occoquan Ferry*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

A Bill, *For establishing a Town near Roy's Warehouse, in the County of Caroline; and for other Purposes therein mentioned*, was read a Second Time.

Ordered, That the Bill be committed to Mr *Carter*, Mr *Lomax*, Mr *Baylor*, Mr *Waller*, and Mr *Turner*: And that they do examine into the Allegations thereof; and report the same, with their Opinion thereupon, to the House.

A Claim of *Michael Brinsly*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

A Bill, intituled, *An Act, to impower Peter Hedgman, Gent. to lay out and apply the Rents and Profits of certain intailed Lands therein mentioned, whereof William Brent lately died seised, towards paying the Debts of the said Decedent; and for other Purposes therein mentioned*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Harrison* carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, For dividing the County of Goochland, and Parish of St. James, in that County; and for other Purposes therein mentioned*, was read the Third Time, and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Benjamin Cocke* carry the Bill to the Council, for their Concurrence.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Friday,

Friday, September 28, 1744.

Ordered,

THAT M^r *Crafford* have Leave to be absent from the House, 'til *Friday* next.

A Petition of *William Banks* was presented to the House, and read; praying that Leave may be given to bring in a Bill, to dock the Intail of Three Hundred and Ninety Four Acres of Land, and a Water Grift-Mill, lying in *King William County*; and for settling Negros, of greater Value, to the same Uses.

Ordered, That M^r *Carter* do prepare and bring in a Bill, according to the Prayer of the Petition.

M^r *Carter* reported, That the Committee to whom the Bill, *To explain and amend an Act, intituled, An Act to prevent frivolous and vexatious Suits; and to regulate Attornies, practising in the County Courts*, was committed, had made several Amendments thereto; which he read in his Place, and afterwards delivered in at the Table; where the same being again read, were agreed to, with some Amendments, and an Amendment made to the Title of the Bill.

Ordered, That the Bill, with the Amendments, be Ingrossed.

M^r *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration, divers Petitions to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again twice read, and agreed to by the House, as follows:

On Consideration of the Petition of *Thomas Chew*,

Resolved, That the Allegations of the Petition are true; and that he ought to be reimbursed by the said County of *Orange*, the said Sum of Nineteen Thousand Eight Hundred Thirty Nine and a Half Pounds of Tobacco.

On Consideration of the Petition of *Martin Palmer*, late Under-Sheriff of *King William County*,

Resolved, That the Allegations of the Petition are true; and that he ought to be allowed, as a Witness, coming and returning Thirty Six Miles, Ferriages over *Claiborne's*, and Three Days Attendance; and for his Boy and Horse, Two Hundred Pounds of Tobacco; and also, that he ought to be paid One Hundred and Eighty Pounds of Tobacco, to be levied on *Charles Oaks*, of *King William County*, the Owner of the said Runaway, mentioned in the said Petition.

On Consideration of the Petition of *Moor Fantleroy*, of *Richmond*,

Resolved, That the Allegations of the said Petition are true; and that he ought to be paid Twenty Five Pounds.

On Consideration of the Petition of *John Bolling*,

Resolved, That the Allegations of the said Petition are true; and that he ought to be paid Three Pounds a year, from the Tenth of *November*, 1742, to the Tenth of *November*, 1744.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances in the Book of Claims, pursuant to the Resolutions agreed to by the House.

M^r *Carter*, from the Committee for Courts of Justice, reported, That the Committee have further examined what Laws have expired since the last Session, or are near expiring; and have come to a Resolution thereupon; Which he read in his Place, and then delivered in at the Table.

Ordered, That the Report do lie on the Table.

A Message from the Council, by M^r *Walthoe*:

That they have passed a Bill, intituled, *An Act, for continuing an Act, made in the First Year of His Majesty's Reign, intituled, An Act, for making more effectual Provision against Invasions and Insurrections*; and one other Act, intituled, *An Act, for continuing and amending the aforementioned Act*.

Also

Also a Bill, intituled, *An Act, for the more frequent Training and Exercising the Militia of this Colony, in this Time of imminent Danger*; to which they desire the Concurrence of this House.

Ordered, That the Committee of Privileges and Elections, be discharged from proceeding on the Information against the Rev. Mr *Fife*.

Mr *Harrison*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Petitions from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where Part thereof being twice read, was agreed to by the House, with an Amendment, as follows:

Resolved, That the Petition from the County of *Hanover*, to have a third Inspector appointed at *Page's* Warehouse, be rejected.

Upon Consideration of a Petition from the said County, to have the Place called *Newcastle*, established a Town, with the Privileges as are granted to other Towns; and to have as much Land added, as will make the same Thirty Five Acres,

Resolved, That that Part of the Petition, to have the Place called *Newcastle*, established a Town, with the Privileges as are granted to other Towns, is reasonable.

And that Part of the Petition, to have as much Land added as will make the same Thirty Five Acres, be rejected.

Resolved, That a Petition from the Counties of *Westmoreland* and *Stafford*, to have a Warehouse erected on the Land of Mr *Richard Bernard*, be rejected.

On Consideration of a Petition from the Inspectors at *Roy's* and *Conway's* Warehouses, on *Rappahanock* River, for an additional Salary,

Resolved, That an additional Salary of Ten Pounds *per Annum*, be added to the Salary of the Inspectors at *Roy's* Warehouse; and that Five Pounds *per Annum* be added to the Salary of the Inspectors at *Conway's* Warehouse.

Ordered, That the further Consideration of the said Report, be referred 'til *Wednesday* next; and that the House be called over on that Day.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, pursuant to the Resolution for establishing a Town at the Place called *Newcastle*, with the Privileges as are granted to other Towns.

Ordered, That it be an Instruction to the Committee, to whom it is referred to prepare and bring in a Bill, *For amending the Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*, to receive a Clause or Clauses, pursuant to the last Resolution.

A Petition of *William Parks*, Printer, setting forth, That the Salary allowed him for all his Printing for the Public, at the last Session of Assembly, terminates this Session; and praying, That a Salary of Two Hundred Pounds *per Annum* may be allowed him, and Three Half Pence *per Sheet* for Inspectors Notes and Books, was presented to the House, and read.

Ordered, That the Petition do lie on the Table.

A Petition of the Inspectors at *Shoccoe's*, was presented to the House, and read; praying for an additional Salary, their Services being much more than they were at the Time their Salaries were last settled.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of the Inspectors at *Moreton's* Warehouse, in *King George* County, praying an additional Salary, was presented to the House, and read:

And the Question being put, That the Petition be referred to a Committee? *It passed in the Negative*.

Resolved, That the Petition be rejected.

A Petition of *George Braxton*, the Younger, was presented to the House, and read; setting forth, That *George Carter*, Esq; deceased, by his Last Will and Testament, after annexing

annexing the Slaves of which he died possessed, to Lands of which he died seised, in Tail, did devise all the rest of his Real Estate to his Brother *John Carter*, Esq; and his Heirs, in Trust, to sell the same, and pay the Money arising by such Sale, to such Persons, and in such Shares, as by the Laws of *Virginia* the Personal Estate of any one dying intestate, is distributed: That the said *John Carter*, Esq; the Trustee, is now also dead, and that his eldest Son, being an Infant, is incapable of selling the said Lands; and praying that Leave may be given to bring in a Bill, to vest the said Lands in certain Persons, in Trust, to sell the same, in Fee-Simple; and to distribute the Money arising from such Sale, in such Manner as by the said Will is directed.

Ordered, That Mr *Benjamin Waller* do prepare and bring in a Bill, according to the Prayer of the Petition.

Mr *Conway*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Returns of several new Writs for electing Burgesses to serve in this present General Assembly; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same was again read, and is as follows:

Resolved, That the Returns of the Writs for electing Burgesses in the Counties of *Hanover*, *James City*, *King William*, *Middlesex*, *Gloucester*, *Westmoreland*, *Stafford*, and *Surry*, are made in the Form prescribed by Law.

And that the Returns of the Writs for electing Burgesses for the Counties of *Prince William*, and *Frederick*, are not made in the Form prescribed by Law.

Ordered, That the Clerk amend the Returns of the respective Sheriffs of *Prince William*, and *Frederick*, at the Table: And they were amended accordingly.

Resolved, That no Petition shall be received, after *Saturday* Se'nnight.

Mr *Douglas*, according to Order, presented a Bill, *To amend an Act*, intituled, *An Act against Hog-stealing*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, September 29, 1744.

A Bill, *To explain Part of an Act*, intituled, *An Act concerning Servants and Slaves*, was read a Second Time; and the Question being put, That the Bill be committed? *It passed in the Negative.*

Then the Question was put, That the Bill be Ingrossed? *It passed in the Negative.*

Resolved, That the Bill be rejected.

A Petition of the Inspectors at *Cabbin Point* Warehouse, in the County of *Surry*, praying for an additional Salary, was presented to the House, and read.

Ordered, That the Petition be referred to the Consideration of the Committee of Propositions and Grievances: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Ordered, That Mr *Douglas* have Leave to be absent from the Service of the House, for the Recovery of his Health.

Mr *Nelson* reported, That the Committee appointed, had, according to Order, prepared a Bill, *For amending an Act*, intituled, *An Act for laying an Imposition upon Skins and Furs, for the better Support of the College of William and Mary, in Virginia*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

A Bill, *For enabling the Justices of Prince William and Fairfax Counties, to levy Tobacco on the said Counties, to support Occoquan Ferry*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *Directing the Sale of several Glebes*, was read a Second Time; and committed to Mr Beverley.

A Motion was made, That Leave be given to bring in a Bill, to amend an Act, intituled, *An Act, for settling some Doubts and Differences of Opinion, in Relation to the Benefit of Clergy; for allowing the same to Women, and taking away of Reading; and to disable certain Persons therein mentioned to be Witneffes.*

Ordered, That Mr Kennon do prepare and bring in the same.

A Bill, *To amend the Act, for better regulating Ordinary-Keepers, and Retailers of strong Liquors; and to prevent their giving Credit; and to disable them to maintain any Action, or recover any Money, Tobacco, or other Commodity, for such Liquor, sold on Credit*, was read a Second Time; and committed to Mr Beverley, Mr Reddick, Mr Wormley, and Mr Hutchins.

Ordered, That Mr Wall have Leave to be absent from the Service of the House, 'til Friday next.

Ordered,

That the House be adjourned 'til Monday Morning Eleven o'Clock.

Monday, October 1, 1744.

AN Ingrossed Bill from the Council, intituled, *An Act, for the more frequent Training and Exercising the Militia of this Colony, in this Time of imminent Danger:*

Also an Ingrossed Bill, intituled, *An Act, for continuing an Act, made in the First Year of His Majesty's Reign, intituled, An Act, for making more effectual Provision against Invasions and Insurrections;* and one other Act, intituled, *An Act, for continuing and amending the aforementioned Act*, were severally read the First Time.

Ordered, That the said Bills be read a Second Time.

A Petition of *Josiah Smith*, of the Borough of *Norfolk*, praying, That their Militia Court-Day may be altered; and also, that the Aldermen of the said Borough may be obliged to appear at Musters, and that they may not be the Military Judges thereof: And that all Sailors who are Inhabitants of the said Borough, and that do appear at any Musters, may be obliged to bear Arms, was offered to the House; and the Question being put, That the Petition be received? *It passed in the Negative.*

Resolved, That the Petition be rejected.

Mr Conway moved for Leave to bring in a Bill, to amend the Law, *Concerning outlawed Slaves.*

And the Question being put thereupon? *Resolved in the Negative.*

Mr Carter, from the Committee for Courts of Justice, reported, That the Committee had, according to Order, prepared a Bill, *For continuing and amending the Act*, intituled, *An Act, to prevent Lawyers exacting or receiving exorbitant Fees:*

Also a Bill, *For dividing the Parish of Bath, in the County of Prince George, and adding Part thereof to Bristol Parish;* and the same were severally read the First Time.

Ordered, That the said Bills be read a Second Time.

Mr Wormley, from the Committee to whom the Bill, *To amend the Act, for better regulating Ordinary Keepers, and Retailers of strong Liquors; and to prevent their giving Credit; and to disable them to maintain any Action, or recover any Money, Tobacco, or other Commodity, for such Liquors sold on Credit*, was committed, reported several Amendments made to the Bill; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the Bill be re-committed to Mr Benjamin Waller, and Mr Reddick.

Mr Waller, according to Order, presented a Bill, *To amend the Act, declaring the Law concerning Attachments; and altering the Court-Days in the Counties of Accomack and Amelia;* and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

Mr Harmer reported, That the Committee appointed, had, according to Order, prepared a Bill, *To enable the Common Hall of the City of Williamsburg, to assess a Tax on the Inhabitants of the said City, for building a Prison; and for other Purposes therein mentioned*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

A Bill, intituled, *An Act, for enabling the Justices of Prince William and Fairfax Counties, to levy Tobacco on the said Counties, to support Occoquan Ferry*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Washington carry the Bill to the Council, for their Concurrence.

A Petition of John Austin was presented to the House, and read; setting forth, That he is now attending in Custody; and that he is truly sensible of his Folly, in speaking the Words he is charged with, and is heartily sorry for the same, and is ready to submit to what this House shall direct.

Ordered, That the said John Austin be brought to the Bar of the House, and that he be acquainted with his Crime, from the Chair; and that he make his Submission for the same: And he was brought to the Bar; and Mr Speaker having informed him of his Crime, he made his Submission accordingly.

Ordered, That the said John Austin be discharged out of Custody, paying Fees.

A Bill, *To Amend an Act*, intituled, *An Act, against stealing Hogs*, was read a Second Time; and committed to Mr Waller, Mr Harrison, and Mr Hedgman.

A Petition of John Belfield, an Infant, was presented to the House, and read; praying that Leave be given to bring in a Bill, to enable him, notwithstanding his Infancy, or some other Person or Persons in Trust for him, to sell Two Tracts of intailed Lands therein mentioned, and make effectual Conveyances thereof; and to apply the Purchase-Money arising thereby, to the Purchase of another Tract of Land therein mentioned: And the Question being put, That Leave be given to bring in a Bill? *It passed in the Negative*.

Resolved, That the said Petition be rejected.

Ordered, That Leave be given to bring in a Bill, for Dissolving the present Vestries in this Colony; and for Electing new Vestries: And that Mr Waller do prepare and bring in the same.

A Message from the Council, by Mr Walthoe:

That they have passed a Bill, intituled, *An Act, for the Relief of certain Creditors*; to which they desire the Concurrence of this House.

And that they have made some Amendments to the Bill, intituled, *An Act, for dividing the County of Goochland, and Parish of St. James; and for other Purposes therein mentioned*; to which they also desire the Concurrence of this House.

Mr Harrison, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, a Petition from King William County, to them referred, setting forth, That the Parish of St. Margaret, in its present Situation, is very inconvenient; and that Eight Hundred Tithables taken from the said Parish, and Two Hundred and Fifty from the Parish of St. John, adjacent thereto, would form a very sufficient middle Parish; and praying, that the said Parish of St. Margaret may be divided by the County Line; and that the said Parish of St. John be divided by a Line to be run from Cox's Rolling-house Landing, on Mattapony River, along the Road by Jacob Sellar's, to the County Road; and from thence a straight Line to Gooding's Island, on Pamunkey River; and had come to a Resolution thereupon; which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the Report do lie on the Table.

A Bill, intituled, *An Act, to explain and amend an Act*, intituled, *An Act, to prevent frivolous and vexatious Suits, and to regulate Attornies practising in the County Courts*; was read a Third Time.

Resolved, That the Bill do pass.

Ordered,

Ordered, That Mr *Benjamin Waller* carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for dividing the Parish of Hamilton, in the County of Prince William, and erecting the same into Two distinct Parishes; and other Purposes therein mentioned*, was read a Third Time; and the several Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Thomas Harrison* carry the Bill to the Council, for their Concurrence.

Mr *Harrison*, from the Committee of Propositions and Grievances, reported, That the Committee had, according to Order, prepared a Bill, *For amending the Act, intituled, An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging thereupon*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

Mr *Harrison* also reported, That the Committee to whom the Bill, *To establish and confirm the Bounds and Title of Lands held in the Town of Suffolk, in the County of Nansemond*, was committed, had made several Amendments thereto; which he read in his Place; and delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

A Bill, *To dock the Intail of certain Lands therein mentioned, and to vest the same in Francis West; and to settle other lands to the same Uses*; was read a Second Time.

Ordered, That the Bill be committed to Mr *Carter*, the Members of *King William* County, Mr *Braxton*, and Mr *Benjamin Waller*; and that they do examine into the Allegations thereof; and report the same, with their Opinion thereupon to the House.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Tuesday, October 2, 1744.

MR. *Carter*, from the Committee to whom the Bill, *For establishing a Town near Roy's Warehouse, in the County of Caroline; and for other Purposes therein mentioned*, was committed, reported, That the Committee had examined into the Allegations thereof, and found them to be true; and that they had made an Amendment to the Bill: Which he read in his Place, and then delivered the Bill, with the Amendment, in at the Table; where the same was again read, and agreed to, with an Amendment.

Ordered, That the Bill, with the Amendment, be Ingrossed.

Mr *Beverley*, from the Committee to whom the Bill, *Directing the Sale of several Glebes*, was committed, reported several Amendments made to the Bill: Which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Petition of *John Belfield*, an Infant, was recommended by the Council, to the Consideration of this House; praying that Leave may be given to bring in a Bill, to enable him, notwithstanding his Infancy, to sell Two Tracts of Land, mentioned in the said Petition; and to make effectual Conveyances thereof; and to apply the Money arising from such Sale, to certain Uses therein also mentioned; and the same was read.

Ordered, That Mr *Conway*, Mr *Carter*, Mr *Fantleroy*, and Mr *Waller*, do prepare and bring in a Bill, according to the Prayer of the Petition.

A Petition of sundry the Inhabitants of the Parish of *King William*, in *Goochland* County, praying, That they may be added to St. *James's* Parish, in the same County; was presented to the House, and read.

Also a Petition of the Churchwardens and Vestry of the Parish of *Fredericksville*, in the County of *Louisa*; praying, That Leave may be given to bring in a Bill, to compel the

the Parish of *St. Martin*, in the County of *Hanover*, to repay them their proportionable Part of a new Church, built a very short Time before they were divided from the said Parish of *St. Martin*; and also Ten Thousand Pounds of *Tobacco*, levied on them by the Vestry of the said Parish, after the passing the Act for the Division, and before the same took Place; was presented to the House, and read.

Ordered, That the Consideration of the said Petitions be referred to the Committee of Propositions and Grievances: And that they do examine the Matters thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Corbin*, according to Order, presented a Bill, *To amend the Act, made in the Fourth Year of the Reign of the late Queen Anne, intituled, An Act, for Encouragement of Building Water Mills*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

Mr *Harrison*, from the Committee of Propositions and Grievances, reported a Bill, *For continuing and amending the Act, for preventing Losses from Drivers, passing with Cattle through this Colony, and for laying a Duty on Horses*:

Also a Bill, *For appointing several new Ferries*: And the same were severally read the First Time.

Ordered, That the said Bills be read a Second Time.

Mr *Nelson* reported, That the Committee appointed, had, according to Order, prepared a Bill, *For Relief of insolvent Debtors, and for effectual Discovery and equal Distribution of their Estates*; and the same was received, and read the First Time.

Ordered, That the Bill be read a Second Time.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for enabling the Justices of Prince William and Fairfax Counties, to levy Tobacco on the said Counties, for supporting Occoquan Ferry*.

Also to the Bill, intituled, *An Act, to amend an Act, intituled, An Act, to prevent frivolous and vexatious Suits; and to regulate Attornies, practising in the County Courts*, without any Amendment.

Mr *Benjamin Waller* reported, That the Committee to whom the Bill, *To amend the Act, for better regulating Ordinary-Keepers, and Retailers of strong Liquors; and to prevent their giving Credit; and to disable them to maintain any Action, or recover any Money, Tobacco, or other Commodity, for such Liquors, sold on Credit*, was re-committed, had made several Amendments thereto; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Carter*, according to Order, presented a Bill, *For vesting Three Hundred and Ninety Four Acres of Land, with the Appurtenances, in the County of King William, whereof William Banks is seised, in Fee-Tail, in John Norton, Gent. in Fee-Simple; and for settling several Slaves, therein named, in Lieu thereof, to the same Uses*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, to impower Peter Hedgman, Gent. to lay out and apply the Rents and Profits of certain intailed Lands therein mentioned, whereof William Brent lately died seised, towards paying the Debts of the said Decedent; and for other Purposes therein mentioned*, without any Amendments.

A Bill, *For dividing the Parish of Bath, in the County of Prince George, and adding Part thereof to Bristol Parish*, was read a Second Time; and committed to Mr *Bland*, and Mr *Eppes*.

A Bill, *For continuing and amending the Act, intituled, An Act, to prevent Lawyers exacting or receiving exorbitant Fees*, was read a Second Time; and committed to Mr *Ludwell*, Mr *Carter*, Mr *Corbin*, and Mr *Reddick*.

An

An Ingrossed Bill from the Council, *for the more frequent Training and Exercising the Militia of this Colony, in this Time of imminent Danger*, was read a Second Time: And the Question being put, That the said Bill be committed? *It passed in the Negative.*

Then the Question was put, That the said Bill be read a Third Time? *It passed in the Negative.*

Resolved, That the said Bill be rejected.

An Ingrossed Bill from the Council, *for continuing an Act, made in the First Year of His Majesty's Reign, intituled, An Act, for making more effectual Provision against Invasions and Insurrections*; and one other Act, intituled, *An Act, for continuing and amending the aforementioned Act*, was read a Second Time; and Two Amendments made to the Bill.

Ordered, That a Message be sent to the Council, to acquaint them that this House have made some Amendments to the said Bill; to which they desire their Concurrence: And that Mr Carter carry the said Message.

Mr Waller, according to Order, presented a Bill, *For Dissolving the present Vestries in this Colony; for Electing new Vestries; and other Purposes therein mentioned*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

A Claim of William Foard, for taking up a Runaway, therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Wednesday, October 3, 1744.

A Bill, intituled, *An Act, for establishing a Town near Roy's Warehouse, in the County of Caroline; and for other Purposes therein mentioned*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Carter do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, to amend the Act, for better regulating Ordinary-Keepers, and Retailers of strong Liquors; and to prevent their giving Credit; and to disable them to maintain any Action, or recover any Money, Tobacco, or other Commodity, for such Liquors sold on Credit*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Nelson do carry the Bill to the Council, for their Concurrence.

Mr Ludwell, from the Committee to whom the Bill, *For continuing and amending the Act, to prevent Lawyers exacting or receiving exorbitant Fees*, was committed, reported several Amendments made to the Bill; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

A Bill, intituled, *An Act, to impower the Vestry of the Parish of Stratton-Major, in the County of King and Queen, to sell the Glebe of the said Parish; and to purchase a more convenient Glebe, in Lieu thereof*, was read a Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Braxton do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for better Regulating and Collecting certain Officers Fees, and other Purposes therein mentioned*, was read a Third Time; and several Amendments made thereto; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Carter do carry the Bill to the Council, for their Concurrence.

Mr *Beverley*, from the Committee to whom the Bill, *For continuing and amending the Act, intituled, An Act, to allow Persons not concerned in making Tobacco, to discharge Levies and Officers Fees in Money*, was committed, reported several Amendments made to the Bill; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same being again read, were agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Carter*, from the Committee for Courts of Justice, reported, That the Committee had further examined what Laws have expired, or will expire with, or soon after the End of this Session of Assembly; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

Resolved, That the Act of Assembly, made in the Twelfth Year of the Reign of His present Majesty, intituled, *An Act, for altering the Method of Tryal of certain Criminals therein mentioned*, which will expire at the End of this present Session of Assembly, ought to be continued.

Resolved, That the Act of Assembly, made in the Fifteenth Year of His present Majesty's Reign, intituled, *An Act, to impower the Justices of Elizabeth-City County, to erect Pounds; and for other Purposes therein mentioned*, ought to be revived.

Ordered, That the Committee for Courts of Justice, do prepare and bring in a Bill or Bills, pursuant to the said Resolutions.

Ordered, That Mr *Buckner* have Leave to be absent from the Service of this House, 'til Monday next.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, to enable Mann Page, Esq; to sell and dispose of certain intailed Lands, to raise Money for the Paiment of his Father's Debts, and Performance of his Will; and for other Purposes therein mentioned*, without any Amendments.

And that they also agree to the Amendments made by this House, to the Ingrossed Bill, intituled, *An Act, for continuing an Act, made in the First Year of His Majesty's Reign, intituled, An Act, for making more effectual Provision against Invasions and Insurrections*; and one other Act, intituled, *An Act, for continuing and amending the aforementioned Act*.

And that they have passed a Bill, intituled, *An Act, to enable the Nottoway and Nanfemond Indians, to sell certain Land; and for other Purposes therein mentioned*; to which they desire the Concurrence of this House.

The House being called over, proceeded to the Consideration of that Part of the Report of the Committee of Propositions and Grievances, made on Friday last, which was referred to this Day; and the same was twice read, and agreed to by the House, as follows:

Upon Consideration of a Proposition from *Elizabeth-City County*, to have a Ship, Snow, or other Vessel, bought at the Expence of this Colony, to protect the Trade; and also to repair *Fort George*,

Resolved, That the purchasing a Ship, Snow, or other Vessel, to protect the Trade of this Colony, is reasonable; and that that Part of the Proposition for repairing *Fort George*, be rejected.

Ordered, That Mr *Harrison*, Mr *Carter*, Mr *Richard Randolph*, Mr *Nelson*, Mr *Boush*, Mr *Hutchins*, Mr *Walke*, Mr *Reddick*, Mr *Elligood*, Mr *Westwood*, Mr *Sweney*, Mr *Beverley Randolph*, Mr *Colville*, and Mr *Harmer*, do prepare and bring in a Bill, pursuant to the said Resolution.

Mr *Beverley*, according to Order, presented a Bill, *To vest certain Lands therein mentioned, in the Persons who have purchased under the Feoffees and Trustees of the Town of Tappahanock*; and the same was read the First Time.

Resolved, That the Bill be read a Second Time.

Upon

Upon a Motion made,
Ordered, That Leave be given to bring in a Bill, *For repealing Part of an Act*, intituled,
Persons removing into the Bay; and that Mr Carter do prepare and bring in the same.
Ordered, That Mr Monroe have Leave to be absent from the Service of this House.
Ordered,
 That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Thursday, October 4, 1744.

MR. Beverley, according to Order, presented a Bill, *To prevent the Inhabitants of Tappahanock Town, from raising and keeping Hogs at large within the said Town*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

A Bill, *For vesting Three Hundred and Ninety Four Acres of Land, with the Appurtenances, in the County of King William, whereof William Banks is seised, in Fee-Tail, in John Norton, Gent. in Fee-Simple; and for settling several Slaves, therein named, in Lieu thereof, to the same Uses*; was read a Second Time.

Ordered, That the Bill be committed to Mr Carter, the Members of King William County, Mr Braxton, and the Members of New-Kent County: And that they do examine into the Allegations thereof; and report the same, with their Opinion thereupon, to the House.

A Petition of Anne Geddy, Widow, was presented to the House, and read; setting forth, That her late Husband, James Geddy, by Order of the Governor, cleaned Seven Hundred Arms in the Magazine; for which the Treasurer does not think fit to pay her, without the Direction of this House so to do; and praying the Consideration of the House therein.

Ordered, That the Consideration of the said Petition be referred to the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr Carter, from the Committee for Courts of Justice, reported a Bill, *for continuing the Act, for altering the Method of Tryal of certain Criminals therein mentioned*.

Also a Bill, *For reviving the Act, to empower the Justices of Elizabeth-City County, to erect Pounds; and for other Purposes therein mentioned*; and the same were severally read the First Time.

Ordered, That the said Bills be read a Second Time.

Mr Harrison, from the Committee of Propositions and Grievances, reported; That the Committee had had under their Consideration, divers Petitions from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Upon Consideration of a Petition from the Inspectors at Shoccoe's Warehouse, to have their Salary raised,

Resolved, That the said Petition is reasonable; and that the Salary ought to be increased Five Pounds to each Inspector.

Resolved, That a Petition from the Inspectors at Cabbin-Point, to have their Salary increased, be rejected.

Ordered, That it be an Instruction to the Committee, appointed to prepare and bring in a Bill, *For amending the Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*, to receive a Clause or Clauses, pursuant to the First Resolution.

Mr Carter, according to Order, presented a Bill, *for repealing Part of an Act*, intituled, *Persons removing into the Bay*; and the same was received, and read the First Time.

Ordered, That the Bill be read a Second Time.

Mr

Mr *Bland* moved for Leave to bring in a Bill, *To explain the Act, intituled, An Act, to amend the Act, intituled, An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging thereupon*, for so much thereof as relates to the suing out of Writs in the Nature of an *Ad Quod Damnum*, for docking intailed Lands, and for the Proof of Deeds, made in Pursuance of the said Act: and the Question being put thereupon?

Resolved in the Negative.

The House proceeded to the Consideration of the Report of the Committee of Propositions and Grievances, made on *Friday* Se'ennight; and the same being twice read, Part thereof was agreed to, with an Amendment, as follows:

Upon Consideration of the Petition of *Henry Reeves*, of the County of *Effex*, to them referred, praying Leave to keep a Ferry across *Rappahanock* River, from his House to the Land of Mr *William Fantleroy*, which will be much more convenient than the Ferry formerly appointed to be kept over the said River, from *Robert Spilsby Coleman's*, to the said *Fantleroy's*,

Resolved, That the said Petition be rejected.

Resolved, That the Proposition from the County of *King William*, to have a Warehouse erected at *Waller's* Ferry, on *Mattapony* River, to be under the same Inspection as that of *Walker* Town, in *King and Queen* County; and another at *King's* Ferry, to be under the same Inspection as that of *Williams's*, as to so much thereof as relates to erecting the Warehouse at *Waller's*, is reasonable; and that the other Part of the said Petition be rejected.

Resolved, That the Petition from the County of *King William*, to have *Mattapony* and *Pamunky* Rivers cleared, at the Charge of the Publick, be rejected.

Upon Consideration of the Petition from *Louisa* County, praying, that Part of *St. Martin's* Parish, which lies between *Hanover* County Line, and the Line of the Parishes of *St. Martin*, and *Fredericksville*, may be added to the Parish of *Fredericksville*; and also, that a small Part of *Orange* County be added to the said County of *Louisa*, to be run from the Head Branch of the *South Fork* of the *Northanna*, *North*, Sixty Five Degrees *West* to the *Blue Ridge*,

Resolved, That the said Petition be rejected.

And to the Resolution of the Committee, That the Petition of *John Evans*, Jun. to them referred, praying, that a Clause may be added to some Act of Assembly, to grant him Leave to keep a Ferry over *Piscataway* Creek, in *Effex* County, from his Side of the said Creek, to the Land of *Thomas Edmonson*, is reasonable, the House disagreed.

Resolved, That the said Petition be rejected.

Ordered, That it be an Instruction to the Committee, appointed to prepare and bring in a Bill, *For amending the Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*, to receive a Clause or Clauses, pursuant to the Resolution for appointing a Warehouse at *Waller's* Ferry, on *Mattapony*, to be under the same Inspection as that of *Walker* Town, in *King and Queen* County.

A Message from the Council, by Mr *Walthoe*:

That they have made several Amendments to the Bill, intituled, *An Act, for dividing the Parish of Hamilton, in the County of Prince William, and erecting the same into Two distinct Parishes; and other Purposes therein mentioned*; to which they desire the Concurrence of this House.

And that they have agreed to the Bill, intituled, *An Act, for establishing a Town near Roy's Warehouse, in the County of Caroline; and for other Purposes therein mentioned*.

Also, to the Bill, intituled, *An Act, to impower the Vestry of Stratton-Major Parish, in the County of King and Queen, to sell the Glebe of the said Parish; and to purchase a more convenient Glebe, in Lieu thereof*, without any Amendments.

The

The House proceeded to the Consideration of the Report of the Committee of Propositions and Grievances, made on *Saturday* was Se'ennight; and the same was read, and Part thereof agreed to by the House, as follows:

Resolved, That a Petition from *King William County*, to have a Warehouse at *Robert King's*, on *Pamunkey River*, under the same Inspection as that of *Williams's*, be rejected.

Upon Consideration of a Petition to them referred, to have an Act made, to prevent the Building and Repairing Wooden Chimnies in the Town of *Richmond*; and also to prevent Hogs running at large in the said Town,

Resolved, That the said Petition is reasonable.

And to the Resolution of the Committee, That the Petition of *Joseph Morton*, to them referred, for Liberty to keep Ferry from his Lots in *Leeds-Town*, over *Rappahanock River*, to the Land of *Mrs. Sarah Brooke*, be rejected; the House disagreed.

Resolved, That the said Petition is reasonable.

Ordered, That the Committee for Courts of Justice, do prepare and bring in a Bill, pursuant to the Second Resolution.

A Bill, for appointing several new Ferries, was read the Second Time; and committed to the Committee of Propositions and Grievances.

Ordered, That it be an Instruction to the said Committee, that they have Power to receive a Clause or Clauses, for appointing a Ferry from *Joseph Morton's* Lots, in *Leeds-Town*, over *Rappahanock*, to the Land of *Mrs. Sarah Brooke*; pursuant to the Resolution for that Purpose.

Also a Clause of Clauses, for appointing a Ferry from *Mr Jeffee Ball's* Plantation, in *Lancaster County*, known by the Name of *Fox's* old Plantation, over *Rappahanock River*, to a Plantation of *Mr Corbin*, in *Middlesex*, known by the Name of *Weeks's*.

Also a Clause of Clauses, for appointing a Ferry over *Patowmack River*, at *Evan Watkins's* Landing, at the Mouth of *Canagochego Creek*, to *Edmund Wade's* Landing, in *Maryland*.

Also a Clause or Clauses, for appointing a Ferry from *Lemuel Reddick's* Lot, adjoining the publick Wharf, in *Suffolk*, to *Samuel Jordan's* Land, opposite thereto.

Mr Benjamin Harrison laid before the House, an Account of the Money put into his Hands by the House of Burgesses, in 1738, and by them directed to be apply'd to the Purchase of Arms, for the County of *Brunswick*.

Ordered, That the said Account do lie on the Table.

Ordered, That the Petition of *Robert Carter*, and others, be referred to the Consideration of the Committee to whom the Bill, *For appointing several new Ferries*, is committed.

Mr Power, according to Order, presented to the House a Bill, *To dock the Intail of certain Lands therein mentioned; and to settle other Lands, of greater Value, in Lieu thereof, to the same Uses*: And the same was read the First Time.

Ordered, That the Bill be read a Second Time.

An Ingrossed Bill from the Council, *For Relief of certain Creditors, therein mentioned*, was read the First Time.

Ordered, That the Bill be read a Second Time.

Mr William Waller moved for Leave to bring in a Bill, to prevent Ministers tending Tobacco on Glebe Lands: And the Question being put thereupon?

Resolved in the Negative.

Ordered, That *Mr Digges* have Leave to be absent from the Service of the House, 'til *Wednesday* next.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Friday,

Friday, October 5, 1744.

MR. Carter, from the Committee to whom the Bill, *For vesting Three Hundred and Ninety Four Acres of Land, with the Appurtenances, in the County of King William, whereof William Banks is seised, in Fee-Tail, in John Norton, Gent. in Fee-Simple; and for settling several Slaves, therein named, in Lieu thereof, to the same Uses*, was committed, reported, That they had examined into the Allegations of the Bill, and found them to be true; and that they had made several Amendments thereto: Which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table; where the same being again twice read, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration, divers Petitions to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same being again read, were agreed to by the House, as follows:

On Consideration of the Petition of the Minister, Church Wardens, and Vestrymen of the Parish of *Bruton*, in the Counties of *York* and *James City*,

Resolved, That the Wings of the Church ought to be repaired by the Public; and that they ought to be paid Thirty Pounds, for so much expended by the Vestry, in covering the Roof; and that Trustees ought to be appointed to agree for the other Repairs; and that the Treasurer be empowered to pay for the same, at such Times and Proportions as the said Trustees shall agree and direct: And that that Part of the Petition relating to the Organ, ought to be rejected.

On Consideration of the Petition of *John Mundell*, Keeper of the Public Goal,

Resolved, That his Salary is not sufficient; and that he ought to have the further Allowance of Thirty Pounds, for his Care of the said Goal, from the last Session of Assembly to this Time.

On Consideration of the Petition of *Elizabeth Copeland*, Widow, of *Effex* County,

Resolved, That the Allegations of the Petition are true; and that she ought to be allowed Ten Pounds.

On Consideration of the Petition of *Elizabeth Jones*, of *King and Queen*, Widow,

Resolved, That the Allegations of the Petition are true; and that she ought to be allowed Ten Pounds.

On Consideration of the Petition of *Anne Geddy*, Widow,

Resolved, That the Petition be rejected.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances in the Book of Claims, pursuant to the Resolutions agreed to by the House.

Mr *Bland*, from the Committee to whom the Bill, *For dividing the Parish of Bath, in the County of Prince George, and adding Part thereof to Bristol Parish*, was committed, reported an Amendment made to the Bill; which he read in his Place, and then delivered the Bill, with the Amendment, in at the Table; where the same was again read, and agreed to by the House.

Ordered, That the Bill, with the Amendment, be Ingrossed.

A Bill, *For giving a Reward for killing Wolves in the County of Frederick, to be levied on the Inhabitants of that County by the Court; and for altering the Court-Day of the said County*, was read a Second Time; and committed to the Members for the County of *Frederick*, to Mr *Colville*, Mr *Barret*, and Mr *William Waller*.

Ordered, That it be an Instruction to the said Committee, That they have Power to receive a Clause or Clauses, for altering *Louisa* County Court-Day.

Also a Clause or Clauses, for altering the Court-Day of *Fairfax* County.

Mr *Benjamin Waller*, according to Order, presented to the House a Bill, *To vest certain Lands therein mentioned, whereof George Carter, Esq; lately died seised, in Fee-Simple*,

Simple, in certain Trustees therein named, to be sold, for the Performance of his Will; and the same was received, and read the First Time.

Ordered, That the Bill be read a Second Time.

Mr Harrison, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, a Petition from the Inhabitants of King William Parish, in Goochland County, to them referred; and had come to a Resolution thereupon: Which he read in his Place, and then delivered in at the Table; where the same was again read, and is as follows:

Resolved, That it is the Opinion of this Committee, That the Petitioners ought to be redressed; and that that Part of the said Parish which lies in Henrico County, be added to the Parish of Dale, and the other Part to the Parish of Southam: Whereupon a Debate arose, and the Question being put, That the said Resolution be agreed to? It passed in the Negative.

Resolved, That the said Petition be rejected.

A Message from the Council, by Mr Walthoe:

That they have made an Amendment to the Bill, intituled, An Act, for better Regulating and Collecting certain Officers Fees, and other Purposes therein mentioned; to which they desire the Concurrence of this House.

A Bill, For Dissolving the present Vestries in this Colony; for Electing new Vestries; and other Purposes therein mentioned, was read a Second Time; and committed to Mr Benjamin Waller, Mr Conway, Mr Reddick, and Mr Harrison.

A Bill, To vest certain Lands therein mentioned, in the Persons who have purchased under the Feoffees and Trustees of the Town of Tappahanock, was read a Second Time; and committed to Mr Beverley, and Mr Garnet.

A Bill, To amend the Act, declaring the Law concerning Attachments; and for altering the Court-Days in the Counties of Accomack and Amelia, was read a Second Time; and committed to Mr Richard Randolph, Mr Bland, Mr Ludwell, and Mr Conway.

A Bill, To enable the Common Hall of the City of Williamsburg, to assess a Tax on the Inhabitants of the said City, for building a Prison; and for other Purposes therein mentioned, was read a Second Time; and committed to Mr Conway, Mr Harmer, Mr Ludwell, and Mr Reddick.

A Bill, For amending the Act, intituled, An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging thereupon, was read a Second Time; and committed to Mr Bland, Mr Ludwell, and Mr Reddick.

A Bill, For continuing the Act, for altering the Method of Tryal of certain Criminals therein mentioned, was read a Second Time; and committed to Mr Power, Mr Lomax, and Mr Beverley.

A Bill, For reviving the Act, to impower the Justices of Elizabeth-City County, to erect Pounds; and for other Purposes therein mentioned, was read a Second Time.

Ordered, That the Bill be Ingrossed.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, October 6, 1744.

A Bill, intituled, *An Act, for vesting Three Hundred and Ninety Four Acres of Land, with the Appurtenances, in the County of King William, whereof William Banks is seised, in Fee-Tail, in John Norton, Gentleman, in Fee-Simple; and for settling several Slaves therein named, in Lieu thereof, to the same Uses, was read a Third Time; and several Amendments made to the Bill, at the Table.*

Resolved, That the Bill do pass.

Ordered, That Mr Carter do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for continuing and amending the Act, intituled, An Act, to allow Persons not concerned in making Tobacco, to discharge Levies and Officers Fees in Money*, was read a Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Beverley* do carry the Bill to the Council, for their Concurrence.

Mr *Conway*, according to Order, presented to the House, a Bill, *To enable John Belfield to sell certain Lands therein mentioned, notwithstanding his Infancy; and for other Purposes therein also mentioned*; and the same was read the First Time.

Ordered, That the Bill be read a Second Time.

Mr *Benjamin Harrison*, from the Committee of Propositions and Grievances, reported a Bill, *To amend an Act, intituled, An Act, for the effectual Suppression of Vice, and Restraint and Punishment of wicked, blasphemous, and dissolute Persons*

Also a Bill, *To amend an Act, intituled, An Act, for preventing excessive Gaming*; and another Act, intituled, *An Act, to prevent the Recovery of Money, or other valuable Things, won on Wagers; and for the more effectual Restraint of Tippling-Houses*.

Also a Bill, *To amend an Act, intituled, An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*; and the same were received, and severally read the First Time.

Ordered, That the said Bills be read a Second Time.

Mr *Bland*, from the Committee to whom the Bill, *To amend the Act, declaring the Law concerning Attachments; and for altering the Court-Days in the Counties of Accomack and Amelia*, was committed, reported an Amendment made thereto; which he read in his Place, and then delivered the Bill, with the Amendment, in at the Table; where the same was again read, and agreed to by the House.

Ordered, That the Bill, with the Amendment, be Ingrossed.

Mr *Carter*, according to Order, presented to the House a Bill, *To explain and amend the Act, intituled, An Act, concerning Tithables*; and the same was received, and read the First Time.

Ordered, That the Bill be read a Second Time.

Mr *Benjamin Harrison*, from the Committee to whom the Bill, *For appointing several new Ferries*, was committed, reported several Amendments made to the Bill; which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House.

Then a Petition of *Philemon Bird*, praying, that a Ferry may be established from his Landing, on the South Side of *Rappahanock* River, to *Roger Williams's*, on the North Side, was presented to the House, and read: And the Question being put, That a Clause be added to the Bill for that Purpose? *It passed in the Negative*.

Resolved, That the Petition be rejected.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Petition of *Philip Aylett*, in Behalf of himself and the Inhabitants of that Part of St. *John's* Parish, in the County of *King William*, proposed to be included in the new Parish; setting forth, That the Vestry of the said Parish of St. *John*, have levied upwards of Forty Seven Thousand Pounds of Tobacco, towards paying for a Glebe, and building thereon, for the Minister; and praying the Consideration of the House therein, was presented to the House, and read.

Ordered, That the Petition do lie on the Table.

A Petition of the Justices of *King* and *Queen* County, praying to be re-imburshed the Expence of building Four new Wharfs at the Public Warehouses at *Shepherd's*, *Turner's*, *Mantapike*, and *Walkerton*; the Rents established not being sufficient for building and keeping the same in Repair, was presented to the House, and read.

Ordered, That the Consideration of the Petition be referred to the Committee of Claims: And that they do examine the Matter thereof; and report the same, with their Opinion thereupon, to the House.

Mr

Mr *Beverley*, by the Direction of the Governor, laid before the House, an Account of several Fees received by *John Holloway*, Esq; in 1732, of the Inspectors, for their Commissions, he being at that Time Treasurer, for which his Honour the Governor has never received any Satisfaction, the said *John Holloway* having died insolvent, soon after receiving the same.

Ordered, That the said Account do lie on the Table.

Mr *William Waller*, from the Committee to whom the Bill, *For giving a Reward for killing Wolves in the County of Frederick, to be levied on the Inhabitants of the said County by the Court; and for altering the Court-Day of the said County*, was committed, reported several Amendments made to the Bill; which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Upon a Motion,

Ordered, That Leave be given to bring in a Bill, *To oblige the Inhabitants of Augusta County, to pay their Proportion of the Charge for running the Dividing Line between Augusta and Frederick Counties*; and that Mr *Benjamin Harrison* do prepare and bring in the same.

The House proceeded to the Consideration of the Amendments made to the Bill, *To establish and confirm the Bounds and Titles of Lands held in the Town of Suffolk, in the County of Nansemond*; and the same being read, were agreed to, with some Amendments.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Ordered, That there be a Call of the House on Wednesday next.

Ordered,

That the House be adjourned 'til Monday Morning Eleven o'Clock.

Monday, October 8, 1744.

A Bill, intituled, *An Act, for dividing the Parish of Bath, in the County of Prince George, and adding Part thereof to Bristol Parish*, was read a Third Time, and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Bland* carry the Bill to the Council, and desire their Concurrence thereto.

A Bill, intituled, *An Act, for reviving the Act, to impower the Justices of Elizabeth-City County, to erect Pounds; and for other Purposes therein mentioned*, was read a Third Time; and a blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Sweney* do carry the Bill to the Council, for their Concurrence.

Mr *Benjamin Waller*, from the Committee to whom the Bill, *To amend an Act, intituled, An Act, against Hog-stealing*, was committed, reported several Amendments made thereto; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

A Bill, intituled, *An Act, for appointing several new Ferries*, was read a Third Time; and several Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Benjamin Harrison* do carry the Bill to the Council, for their Concurrence.

A Claim of *John Mott*, for taking up a Runaway, therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

A Bill, intituled, *An Act, for giving a Reward for killing Wolves in the County of Frederick, to be levied on the Inhabitants of the said County by the Court; and for altering several Court Days*, was read a Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Carter do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, to amend the Act, declaring the Law concerning Attachments; and for altering the Court-Days in the Counties of Accomack and Amelia*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Benjamin Waller carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, to establish and confirm the Bounds and Title of Lands held in the Town of Suffolk, in the County of Nansemond*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Reddick do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, for vesting Three Hundred and Ninety Four Acres of Land, with the Appurtenances, in the County of King William, whereof William Banks is seised, in Fee-Tail, in John Norton, Gent. in Fee-Simple; and for settling several Slaves, therein named, in Lieu thereof, to the same Uses*, without any Amendment.

Mr Conway, from the Committee of Privileges and Elections, reported, That the Committee had had under their further Consideration, the Petition of Mr Robert Lewis, to them referred, complaining of an undue Election and Return of Mr Abraham Venable, to serve as a Burgess in this present General Assembly, for the County of Louisa; and had fully heard as well the Petitioner by his Council, as the fitting Member; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again twice read, and agreed to by the House, as follows:

Resolved, That Mr Robert Lewis had a greater Number of legal Freeholders who voted for him at the Election, for the said County of Louisa, than Mr Abraham Venable, the fitting Member.

Resolved, That Mr Abraham Venable is not duly elected to serve as a Burgess in this present General Assembly, for the said County of Louisa.

Resolved, That Mr Robert Lewis is duly elected to serve as a Burgess in this present General Assembly.

Ordered, That the Return of the Writ for electing a Burgess to serve in this present General Assembly, for the County of Louisa, be amended, by erasing the Name of Abraham Venable, and inserting the Name of Robert Lewis.

An Ingrossed Bill from the Council, intituled, *An Act, to enable the Nottoway and Nansemond Indians, to sell certain Lands; and for other Purposes therein mentioned*, was read the First Time.

Ordered, That the Bill be read a Second Time.

A Bill, *To explain and amend the Act, intituled, An Act, concerning Tithables*, was read a Second Time; and an Amendment made to the Title thereof.

Ordered, That the Bill be Ingrossed.

A Bill, *For repealing Part of an Act, intituled, Persons removing into the Bay*, was read a Second Time; and committed to Mr Waller, Mr Carter, and Mr Conway.

A Bill, *To amend the Act, made in the Fourth Year of the Reign of the late Queen Anne, intituled, An Act, for Encouragement of Building Water Mills*, was read a Second Time; and an Amendment made to the Title thereof.

Ordered, That the Bill be Ingrossed.

A Bill, *To prevent the Inhabitants of Tappahanock Town, from raising and keeping Hogs at large within the said Town*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *To amend an Act, intituled, An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into one Act of Assembly*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will To-morrow resolve itself into a Committee upon the said Bill.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Tuesday, October 9, 1744.

THE Treasurer laid his Accounts before the House; and the Title thereof was read.

Ordered, That the said Accounts do lie on the Table, for the Perusal of the Members.

A Bill, *To amend an Act, intituled, An Act, for the effectual Suppression of Vice, and Restraint and Punishment of wicked, blasphemous, and dissolute Persons*, was read a Second Time; and committed to Mr Benjamin Waller, Mr Carter, and Mr Walke.

A Member having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

Mr Carter, according to Order, presented to the House a Bill, *To prevent the building Wooden Chimnies in the Town of Richmond; and also to prevent Hogs running at large in the said Town*; and the same was received, and read the First Time.

Ordered, That the Bill be read a Second Time.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *To consolidate the united Parishes of Christ-Church, and St. Mary's, White Chappel, in the County of Lancaster; and for other Purposes therein mentioned*; and that Mr Conway do prepare and bring in the same.

Mr Harmer, from the Committee to whom the Bill, *To enable the Common Hall of the City of Williamsburg, to assess a Tax on the Inhabitants of the said City, for building a Prison; and for other Purposes therein mentioned*, was committed, reported an Amendment made thereto; which he read in his Place, and then delivered the Bill, with the Amendment, in at the Table; where the same being again read, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be Ingrossed.

Mr Benjamin Waller, from the Committee to whom the Bill, *For Dissolving the present Vestries in this Colony; for Electing new Vestries; and other Purposes therein mentioned*, was committed, reported several Amendments made thereto; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and Part thereof agreed to, with an Amendment.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Message from the Council, by Mr Walthoe:

That they have made some Amendments to the Bill, intituled, *An Act, for appointing several new Ferries*; to which they desire the Concurrence of this House: And the same being read, Part thereof was agreed to by the House.

Ordered, That a Message be sent to the Council, to acquaint them, That this House have agreed to one of the Amendments by them proposed to the said Bill, and disagreed to the other; and that they desire they will pass the said Bill, with the Amendment agreed to: And that Mr Harrison do go up with the said Message.

The House, according to Order, resolved itself into a Committee, upon the Bill, *To amend an Act, intituled, An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*: And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Conway reported,

reported, That the Committee had had the said Bill under their Consideration; but not having Time to go through the same, had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

A Message from the Council, by Mr *Walthoe*:

That they recede from the Amendment by them made to the Bill, intituled, *An Act, for appointing several new Ferries*, which was disagreed to by this House; and have passed the Bill, with the Amendment agreed to.

And that they have made an Amendment to the Bill, intituled, *An Act, to establish and confirm the Bounds and Title of Lands, held in the Town of Suffolk, in the County of Nanfemond*; to which they desire the Concurrence of this House.

And that they have agreed to the Bill, intituled, *An Act, for dividing the Parish of Bath, and adding Part thereof to Bristol Parish*, without any Amendment.

Ordered,

That the House be adjourned 'til To-morrow Morning Eleven o'Clock.

Wednesday, October 10, 1744.

MR. *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration, the Petition of the Justices of *King and Queen County*; and had come to a Resolution thereupon: Which he read in his Place, and then delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

Resolved, That the Petition be rejected; the Rents already allowed being sufficient.

Mr *Hedgman* moved for Leave to bring in a Bill, for the Relief of Such Persons as have suffered, or may suffer, by the Loss of the Records of *Stafford County*, lately consumed by Fire; and it is accordingly referred to him, to prepare and bring in the same.

The House was, according to Order, called over; and Excuses were made for the absent Members.

Mr *Conway*, according to Order, presented to the House a Bill, *To consolidate the united Parishes of Christ-Church, and St. Mary's, White-Chappel, in the County of Lancaster; and for other Purposes therein mentioned*; and the same was received, and read the First Time: And the Question being put, That the Bill be read a Second Time? *It passed in the Negative.*

Resolved, That the Bill be rejected.

Mr *Harrison* reported, That the Committee appointed, had, according to Order, prepared a Bill, *For the better Security and Guard of the Sea Coasts, and Trade of this Colony*; and the same was received, and read the First Time.

Ordered, That the Bill be again read on *Friday* next; and that there be then a call of the House.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, to amend the Act, declaring the Law concerning Attachments; and for altering the Court Days in the Counties of Accomack and Amelia.*

Also to the Bill, intituled, *An Act, for giving a Reward for killing Wolves in the County of Frederick, to be levied on the Inhabitants of the said County by the Court; and for altering several Court Days*, without any Amendments.

Mr *Waller*, from the Committee to whom the Bill, *for repealing Part of an Act, intituled, Persons removing into the Bay*, was committed, reported several Amendments made to the Bill; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same being again read, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr

Mr *Harrison*, according to Order, presented to the House a Bill, *To oblige the Inhabitants of Augusta County, to pay their Proportion of the Charge for running the Dividing Line between Augusta and Frederick Counties*; and the same was received, and read the First Time.

Ordered, That the Bill be read a Second Time.

Upon a Motion made,

Resolved, That it is a Breach of Privilege for any Court-Martial to proceed to Judgment against any Member of this House, during the Time of his Privilege.

A Motion being made, That the Order of the Day be referred, it was thereupon

Resolved, That this House will again resolve itself into a Committee, upon the Bill, intituled, *An Act, to amend the Act, for reducing the Laws made for amending the Staple of Tobacco, and for preventing Frauds in His Majesty's Customs, into One Act of Assembly, To-morrow.*

A Bill, *To amend an Act, intituled, An Act, for preventing excessive Gaming*; and another Act, intituled, *An Act, to prevent the Recovery of Money, or other valuable Things, won on Wagers; and for the more effectual Restraint of Tippling-Houses*, was read a Second Time; and committed to Mr *Reddick*, Mr *Bland*, and Mr *Ludwell*.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday, October 11, 1744.

Mr *Kennon*, according to Order, presented to the House a Bill, *To amend an Act, intituled, An Act, for settling some Doubts and Differences of Opinion, in Relation to the Benefit of Clergy; for allowing the same to Women, and taking away of Reading; and to disable certain Persons therein mentioned, to be Witnesses*; And the same was received, and read the First Time.

Ordered, That the Bill be read a Second Time.

A Petition of *John Peyton*, complaining of an undue Election of Mr *James Waugh*, to serve as a Burgess in this present General Assembly, for the County of *Stafford*, was presented to the House, and read.

Ordered, That the Consideration of the Petition, be referred to the Committee of Privileges and Elections: That they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That an Address be made to the Governor, to order a new Writ to issue, for Electing a Burgess to serve in this present General Assembly, for the County of *Accomack*, in the Room of Mr *Henry Scarburgh*, deceased; and that Mr *Eyre* do wait on the Governor with the said Address.

Mr *William Randolph* moved for Leave to bring in a Bill, to oblige the Surveyors of the Counties of *Albemarle*, *Louisa*, and *Augusta*, to reside in their respective Counties whereof they are Surveyors; and it is accordingly referred to him to prepare and bring in the same.

Mr *Carter* reported, That the Committee to whom the Bill, *To dock the Intail of certain Lands therein mentioned, and to vest the same in Francis West; and to settle other Lands to the same Uses*, was committed, had examined into the Allegations thereof, and found them to be true; and had made several Amendments to the Bill; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had examined and considered all the Public Claims, which had been laid before them this Session; and had agreed upon a Report, which he had entered in a Book; and he delivered the Book in at the Table.

Ordered, That the said Report do lie on the Table, for the Perusal of the Members.

An

An Ingroffed Bill from the Council, intituled, *An Act, for continuing an Act, made in the First Year of His Majesty's Reign, intituled, An Act, for making more effectual Provision against Invasions and Insurrections*; and one other Act, intituled, *An Act, for continuing and amending the aforementioned Act, with the Amendments*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That a Message be sent to the Council, to acquaint them, That this House have passed the said Bill, with the Amendments agreed to by them and this House; and that Mr Carter do carry the said Message.

Ordered, That Mr Nelson, Mr Burwell, and Mr Ludwell, be appointed Trustees, to agree for the repairing the Two Wings of the Church, built at the Expence of the Public, pursuant to a Resolution agreed to by this House, for appointing Trustees for that Purpose.

A Bill, *For continuing and amending the Act, for preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty on Horses*, was read a Second Time.

Ordered, That the Bill be Ingroffed.

Mr Carter, according to Order, presented to the House a Bill, *To enable Susannah Cooper to sell and dispose of her Personal Estate, by Deed or Will, notwithstanding her Husband, Ifles Cooper, shall happen to be living; and for other Purposes therein mentioned*; and the same was received, and read the First Time.

Ordered, That the Bill be read a Second Time.

A Bill, *To prevent the building Wooden Chimnies in the Town of Richmond; and also to prevent Hogs running at Large in the said Town*, was read a Second Time; and an Amendment made to the Title thereof, and another to the Bill.

Ordered, That the Bill be Ingroffed.

Mr Harrison, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Petition from the Churchwardens and Vestry of the Parish of *Fredericksville*, in the County of *Louisa*, to them referred; and had come to a Resolution thereupon: Which he read in his Place, and then delivered in at the Table; where the same was again read, and agreed to by the House.

Resolved, That the said Petition is reasonable.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, pursuant to the said Resolution.

A Bill, *To oblige the Inhabitants of Augusta County, to pay their Proportion of the Charge, for running the Dividing Line between Augusta and Frederick Counties*, was read a Second Time; and committed to Mr Carter, and the Members for the County of *Frederick*.

The House, according to Order, resolved itself into a Committee, upon the Bill, *To amend the Act, intituled, An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*: And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Conway, from the Committee, reported, That they had gone through the Bill; but not having Time to draw up the Report, the Committee had directed him to move for Leave to sit again.

Resolved, That this House will To-morrow resolve itself into a Committee, to draw up the said Report.

Ordered, That the Treasurer's Accounts be referred to Mr Carter, Mr Harrison, Mr Richard Randolph, Mr Nelson, Mr Braxton, and Mr Wall: And that they do examine the several Articles thereof, and report the Ballance, as it shall appear to them, to the House.

Ordered, That the Chaplain do attend to read Prayers every Morning at Nine o'Clock.

Ordered,

Ordered, That M^r *Harrison's* Account of the Money deposited in his Hands, for the purchasing Arms for the County of *Brunswick*, be referred to the Committee appointed to inspect the Treasurer's Accounts.

Ordered,

That the House be adjourned 'til To-morrow Morning Ten o'Clock.

Friday, October 12, 1744.

A Bill, *For amending an Act, intituled, An Act, for laying an Imposition upon Skins and Furs, for the better Support of the College of William and Mary, in Virginia*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *To amend an Act, intituled, An Act, for settling some Doubts and Differences of Opinion, in Relation to the Benefit of Clergy; for allowing the same to Women, and taking away of Reading; and to disable certain Persons therein mentioned, to be Witnessees*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

An Ingrossed Bill from the Council, intituled, *An Act, to enable the Nottoway and Nansemond Indians, to sell certain Lands therein mentioned*, was read a Second Time; and committed to M^r *Simmons*, M^r *Reddick*, M^r *Benjamin Waller*, M^r *Ruffin*, and M^r *Gray*.

A Bill, intituled, *An Act, to repeal a Clause in an Act, made in the Fourth Year of the Reign of the late Queen Anne, intituled, An Act, for Encouragement of Building Water Mills*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That M^r *Corbin* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, to dock the Intail of certain Lands therein mentioned, and to vest the same in Francis West, in Fee-Simple; and to settle other Lands, of greater Value, to the same Uses*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That M^r *Carter* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, to prevent the Inhabitants of Tappahanock Town, from raising and keeping Hogs at large within the said Town*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That M^r *Beverley* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for further amending the Act, concerning Tithables*, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That M^r *Carter* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, to enable the Common Hall of the City of Williamsburg, to assess a Tax on the Inhabitants of the said City, for building a Prison; and for other Purposes therein mentioned*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That M^r *Harmer* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, to Dissolve the present Vestries in this Colony; for Electing new Vestries; and other Purposes therein mentioned*, was read a Third Time; and the Blanks in the Bill filled.

On the Question being put, That the said Bill do pass, the House divided.

Noes go forth. Noes 30.

Yeas 42.

It passed in the Affirmative.

Resolved, That the Bill do pass.

Ordered, That M^r *Benjamin Waller* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for repealing the Act, intituled, Persons removing into the Bay,* was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Carter do carry the Bill to the Council, for their Concurrence.

The House being informed, That *William Nugent*, of *James City County*, had beat *James Lavie*, one of the Door-keepers of this House, it was thereupon

Resolved, That the said *William Nugent* is guilty of a Breach of the Privileges of this House, in committing the said Offence.

Resolved, That the said *William Nugent* be taken into Custody of the Serjeant at Arms, for the same.

Resolved, That Mr Speaker do issue his Warrant accordingly.

A Bill, intituled, *An Act, for continuing and amending the Act, for preventing Losses from Drivers, passing with Cattle through this Colony; and for laying a Duty on Horses,* was read a Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Carter do carry the Bill to the Council, for their Concurrence.

Mr *Beverley*, from the Committee to whom the Bill, *To vest certain Lands therein mentioned, to the Persons who have purchased under the Feoffes and Trustees of the Town of Tappahanock*, was committed, reported several Amendments made thereto; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to; and the Blanks in the Bill filled up.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Bill, intituled, *An Act, to prevent the building and repairing Wooden Chimnies in the Town of Richmond*, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Carter do carry the Bill to the Council, for their Concurrence.

A Bill, *To enable John Belfield to sell certain Lands therein mentioned, notwithstanding his Infancy*, was read a Second Time.

Ordered, That the Bill be committed to the Members for *Lancaster, Richmond, and Effex Counties*: And that they do examine into the Allegations thereof; and report the same, with their Opinion thereupon, to the House.

The House was, according to Order, called over.

A Bill, *For the better Security and Guard of the Sea Coasts, and Trade of this Colony*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Monday next; and that there be then a Call of the House: And that no Member have Leave to be absent from the Service of the House 'til that Day.

A Bill, *To vest certain Lands therein mentioned, whereof George Carter, Esq; lately died seised, in Fee-Simple, in certain Trustees therein named, to be sold, for the Performance of his Will*, was read a Second Time.

Ordered, That the Bill be committed to Mr *Waller*, and the Members for *Prince William and Fairfax Counties*: And that they do examine into the Allegations thereof; and report the same, with their Opinion thereupon, to the House.

The House, according to Order, resolved itself into a Committee, to draw up the Report upon the Bill, *For amending the Act, intituled, An Act, for reducing the Laws made for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway*, from the Committee, reported, That they had drawn up the said Report, and had made several Amendments to the Bill; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the said Report do lie on the Table.

Ordered,

That the House be adjourned 'til To-morrow Morning Ten o'Clock.

Saturday,

Saturday, October 13, 1744.

A Bill, intituled, *An Act, for amending an Act, for settling some Doubts and Differences of Opinion, in Relation to the Benefit of Clergy; for allowing the same to Women, and taking away of Reading; and to disable certain Persons therein mentioned, to be Witneffes*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Ludwell do carry the Bill to the Council, for their Concurrence.

A Petition of *William Nugent*, was presented to the House, and read; setting forth, That he is heartily sorry he had incurred the Displeasure of this House; and is ready to submit to any Censure the House shall think fit.

Ordered, That the said *William Nugent* be brought to the Bar of the House, and reprimanded from the Chair: And he was called to the Bar, and reprimanded accordingly.

Ordered, That the said *Nugent* be discharged out of Custody, paying Fees.

Mr *Conway*, from the Committee to whom the Bill, *To enable John Belfield to sell certain Lands therein mentioned, notwithstanding his Infancy; and for other Purposes therein also mentioned*, was committed, reported, That they had examined into the Allegations thereof, and found the same to be true.

Ordered, That the Bill be Ingrossed.

Mr *Waller*, from the Committee to whom the Bill, *To vest certain Lands therein mentioned, whereof George Carter, Esq; lately died seised, in Fee-Simple, in certain Trustees therein named, to be sold, for the Performance of his Will*, was committed, reported, That the Committee had examined into the Allegations of the Bill, and found them to be true; and had made several Amendments thereto: Which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Reddick*, from the Committee to whom the Bill, *To amend an Act, intituled, An Act, for preventing excessive Gaming; and another Act, intituled, An Act, to prevent the Recovery of Money, or other valuable Things, won on Wager; and for the more effectual Restraint of Tippling Houses*, was committed, reported, That the Committee had made several Amendments thereto; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read.

Ordered, That the Bill be re-committed to Mr *Harrison*, Mr *Bland*, and Mr *Ludwell*.

A Bill, intituled, *An Act for amending an Act, intituled, An Act, for laying an Imposition upon Skins and Furs, for the better Support of the College of William and Mary, in Virginia*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Ludwell* do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, to dock the Intail of certain Lands therein mentioned, and to vest the same in Francis West, in Fee-Simple; and to settle other Lands, of greater Value, to the same Uses*.

Also to the Bill, intituled, *An Act, to prevent the building and repairing Wooden Chimnies in the Town of Richmond*.

Also to the Bill, intituled, *An Act, to prevent the Inhabitants of Tappahanock Town, from raising and keeping Hogs at large within the said Town; without any Amendments*.

Mr *William Randolph*, according to Order, presented to the House a Bill, *To oblige the Surveyors of the Counties of Albemarle, Louisa, and Augusta, to reside in the respective Counties whereof they are Surveyors; and the same was received, and read the First Time*.

Ordered, That the Bill be read a Second Time.

Mr *Bland*, from the Committee to whom the Bill, *For amending the Act, intituled, An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and*

and *Ranging thereupon*, was committed, reported, That the Committee had made an Amendment thereto; which he read in his Place, and then delivered the Bill, with the Amendment, in at the Table; where the same was again read.

Ordered, That the Bill be re-committed to Mr *Benjamin Waller*, Mr *William Waller*, and Mr *Reddick*.

Mr *Benjamin Waller*, from the Committee to whom the Bill, *To amend an Act, for the effectual Suppression of Vice, and Restraint and Punishment of wicked, blasphemous, and dissolute Persons*, was committed, reported, That the Committee had made several Amendments thereto; which he read in his Place, and then delivered the Bill, with the Amendments in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House proceeded to the Consideration of the Amendment, proposed by the Council, to the Bill, *For the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned*; and the same was read, and disagreed to by the House.

Ordered, That a Message be sent to the Council, to acquaint them, That this House cannot agree to the Amendments by them proposed to the said Bill: And that they desire they will pass the Bill without the Amendments. And that Mr *Carter* do go up with the said Message.

The House also proceeded to the Consideration of the Amendments to the Bill, *For amending the Act, intituled, An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into one Act of Assembly*; and the same were read, and agreed to, with some Amendments; and an Amendment made to the Bill at the Table.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Ordered,

That the House be adjourned 'til Monday Morning Ten o'clock.

Monday, October 15, 1744.

THE House proceeded to the Consideration of the Report from the Committee of Propositions and Grievances, made on Monday Se'nnight, upon a Petition of *King William County*; and the same was read, and agreed to by the House, as follows:

Resolved, That the said Petition is reasonable.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, pursuant to the said Resolution.

Ordered, That the Petition of *Philip Aylet*, in Behalf of himself and that Part of St. John's Parish, in the County of *King William*, proposed to be included in the new Parish of the said County, be referred to the Consideration of the said Committee.

Mr *Washington* moved for Leave to present a Bill, for Dissolving the present Vestry of the Parish of *Truro*; and for appointing a new Election of Vestrymen for the said Parish: And the same was received, and read the First Time.

Ordered, That the Bill be read a Second Time.

A Bill, *To dock the Intail of certain Lands therein mentioned, and to settle other Lands of greater Value to the same Uses*, was read a Second Time.

Ordered, That the Bill be committed to Mr *Chiswell*, and the Members for *King William* and *New Kent Counties*: And that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Bill, *To enable Sufannah Cooper to sell and dispose of her Personal Estate, by Deed or Will, notwithstanding her Husband, Illes Cooper, shall happen to be living; and for other Purposes therein mentioned*, was read a Second Time.

Ordered,

Ordered, That the Bill be committed to Mr Power, Mr Carter, and Mr Reddick: And that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Mr Ludwell, according to Order, presented to the House a Bill, for reducing the Laws made for Regulating the Elections of Burgeffes, for settling their Privileges; and for ascertaining their Allowances, into One Act of Assembly; and for amending and rendering the said Laws more effectual: And the same was received, and read the First Time.

And the Question being put, That the said Bill be read a Second Time?

It passed in the Negative.

Resolved, That the said Bill be rejected.

A Bill, intituled, *An Act, to vest certain Lands therein mentioned, whereof George Carter, Esq; lately died seised, in Fee-Simple, in certain Trustees therein named, to be sold, for the Performance of his Will*, was read a Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Benjamin Waller do carry the Bill to the Council, for their Concurrence.

Mr Harrison, from the Committee of Propositions and Grievances, reported a Bill, *For obliging the Parish of St. Martin, to re-pay to the Parish of Frederickville, their Proportion of Four Hundred and Ninety Six Pounds, and Ten Thousand Pounds of Tobacco, levied on the said Parish of St. Martin, before the Division of the same*; and the same was received, and read the First Time.

Ordered, That the Bill be read a Second Time.

A Bill, intituled, *An Act, for continuing and amending an Act, intituled, An Act, for reducing the Laws made for amending the Staple of Tobacco, and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*, was read a Third Time.

Resolved, That the Bill do pass.

A Bill, intituled, *An Act, to explain and amend an Act, intituled, An Act, for the effectual Suppression of Vice, and Restraint and Punishment of wicked, blasphemous, and dissolute Persons*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Harrison do carry the said Bills to the Council, for their Concurrence.

A Bill, intituled, *An Act, to vest certain Lands therein mentioned, in the Persons who have purchased under the Feoffees and Trustees of the Town of Tappahanock*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Beverley do carry the Bill to the Council, for their Concurrence.

The House was, according to Order, called over, and Excuses made for the absent Members.

The House, according to Order, resolved into a Committee, upon the Bill, *For the better Security and Guard of the Sea Coasts, and Trade of this Colony*: And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Conway reported, That the Committee had made some progress in the Bill; and had directed him to move the House for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, upon the said Bill, To-morrow.

Resolved, That there be then a Call of the House.

Ordered,

That the House be adjourned 'til To-morrow Morning Ten o'Clock.

Tuesday,

Tuesday, October 16, 1744.

A Bill, intituled, *An Act, to enable John Belfield to sell certain Lands therein mentioned, notwithstanding his Infancy; and for other Purposes therein also mentioned*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Conway do carry the Bill to the Council, for their Concurrence.

A Bill, *For reducing the Laws made for laying a Duty upon Liquors, into One Act of Assembly; and for continuing the said Duty*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

An Ingrossed Bill from the Council, intituled, *An Act, for the Relief of certain Creditors*, was read a Second Time.

Ordered, That the Bill be read a Third Time.

A Message from the Council, by Mr Walthoe:

That they have made some Amendments to the Bill, intituled, *An Act, for continuing and amending the Act, intituled, An Act, for preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty on Horses.*

Also to the Bill, intituled, *An Act, to enable the Common Hall of the City of Williamsburg, to assess a Tax on the Inhabitants of the said City, for building a Prison; and for other Purposes therein mentioned*; to which they desire the Concurrence of this House.

And that they insist on the Amendment by them made to the Bill, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned.*

The House proceeded to the Consideration of the Amendment, proposed by the Council, to the Bill, intituled, *An Act, to establish and confirm the Bounds and Title of Lands held in the Town of Suffolk, in the County of Nansemond*; and the same was twice read, and agreed to by the House.

Ordered, That Mr Reddick do carry the Bill to the Council, and acquaint them, That this House have agreed to the Amendment by them proposed to the said Bill.

The House also proceeded to the Consideration of the Amendments, proposed by the Council, to the Bill, intituled, *An Act, for Dividing the County of Goochland; the Parish of St. James, in that County; and for other Purposes therein mentioned*; and the same were twice read, and agreed to by the House.

Ordered, That a Message be sent to the Council, to acquaint them, That this House have agreed to the Amendments by them proposed to the said Bill: And that Mr William Randolph do go up with the said Message.

The House also proceeded to the Consideration of the Amendments propos'd by the Council, to the Bill, intituled, *An Act for dividing the Parish of Hamilton, in the County of Prince William, and erecting the same into Two distinct Parishes, and other Purposes therein mentioned*; and the same were twice read, and agreed to by the House.

Ordered, That Mr Thomas Harrison do go up with a Message to the Council, and acquaint them, that this House have agreed to the Amendments by them made to the said Bill.

The House also took into their Consideration the Amendments by the Council proposed to the Bill, intituled, *An Act to enable the Common-hall of the City of Williamsburg, to assess a Tax on the Inhabitants of the said City, for building a Prison; and for other Purposes therein mentioned*; and the same being twice read, were agreed to by the House.

Ordered, That Mr Harmer do go up with a Message to the Council; and acquaint them, that this House have agreed to the Amendments by them proposed to the said Bill.

The House also proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act for continuing and amending the Act, for preventing*

ing Loffes from Drivers passing with Cattle through this Colony: And for laying a Duty on Horses; and the same were read, and Part thereof agreed to by the House.

Ordered, That a Message be sent up to the Council, to acquaint them, that this House have agreed to One of the Amendments by them made to the said Bill, and disagreed to the other; and that they desire they will pass the Bill with the Amendment agreed to: And that Mr Carter do go up with the said Message.

The House proceeded to the Consideration of the Message from the Council, in Relation to their Amendment to the Bill, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned: Which Amendment was again twice read, and disagreed to by the House.*

Ordered, That a Message be sent to the Council, to acquaint them, that this House cannot recede from their Disagreement to the said Amendment; and that they desire they will not insist on the same: And that Mr Carter go up with the said Message.

Mr Carter, from the Committee to whom the Bill, *To oblige the Inhabitants of Augusta County, to pay their Proportion of the Charge for running the Dividing Line between Augusta and Frederick Counties*, was committed, reported several Amendments made thereto; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again twice read and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Resolved, That the Bill, For Relief of Insolvent Debtors; and for effectual Discovery and Equal Distribution of their Estates, be printed.

The House proceeded to the Consideration of the Amendments to the Bill, *To amend an Act, intituled, An Act, against stealing Hogs*; and the same being twice read, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House also proceeded to the Consideration of the Amendments to the Bill, *For continuing and amending the Act, intituled, An Act, to prevent Lawyers exacting or receiving exorbitant Fees*; and the same being twice read, were disagreed to by the House.

And the Question being put, That the said Bill be Ingrossed?

It passed in the Negative.

Resolved, That the said Bill be rejected.

A Bill, *For Dissolving the present Vestry of the Parish of Truro; and for appointing a new Election of Vestrymen for the said Parish*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

The House being, according to Order, called over, resolved into a Committee upon the Bill, *For the better Security and Guard of the Sea Coasts, and Trade of this Colony*; and after some Time spent therein, Mr Speaker resumed the Chair; and Mr Conway, from the Committee, reported, that they had gone through the Bill; but not having Time to draw up the Report, had directed him to move the House for Leave to sit again.

Resolved, That this House will resolve itself into a Committee to draw up the said Report, To-morrow.

Ordered,

That the House be adjourned 'til To-morrow Morning Ten o'Clock.

Wednesday, October 17, 1744.

A Bill intituled, *An Act for dissolving the present Vestry of Truro; and for appointing a new Election of Vestry Men, for the said Parish*, was read a third Time, and an Amendment made to the Title thereof, and a Blank in the Bill fill'd up.

Resolved, That the Bill do pass.

Ordered, That Mr Washington do carry the Bill to the Council, for their Concurrence.

A Bill, intituled *An Act, to oblige the Inhabitants of Augusta County, to pay their Proportion of the Charge, for running the Dividing Line between Augusta and Frederick Counties*, was read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Harrison do carry the Bill to the Council, for their Concurrence.

Mr William Waller, from the Committee to whom the Bill, *For amending the Act, intituled, An Act, for settling the Titles and Bounds of Land; and for preventing unlawful Shooting and Ranging thereupon*, was re-committed, reported, several Amendments made thereto; which he read in his Place, and then delivered the Bill with the Amendments in at the Table.

Ordered, That the Report do lie on the Table.

A Bill, intituled, *An Act to amend an Act, intituled, An Act against stealing Hogs*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Conway do carry the Bill to the Council, and desire their Concurrence thereto.

A Message from the Council by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, to vest certain Lands therein mentioned, whereof George Carter, Esq; lately died seized, in Fee-Simple, in certain Trustees therein named, to be sold, for the Performance of his Will.*

Also to the Bill, intituled, *An Act, to vest certain Lands therein mentioned, in the Persons who have purchased under the Feoffees and Trustees of the Town of Tappahanock.*

Also to the Bill, intituled, *An Act, to amend an Act, intituled, An Act, to settle some Doubts and Differences of Opinion, in Relation to the Benefit of Clergy; for allowing the same to Women, and taking away of Reading; and to disable certain Persons therein mentioned, to be Witnesses.*

Also to the Bill, intituled, *An Act for amending an Act, intituled, An Act, for laying an Imposition upon Skins and Furs, for the better Support of the College of William and Mary, in Virginia, without any Amendment.*

And that they do insist on the Amendment by them made to the Bill, intituled, *An Act for continuing and amending the Act, intituled, An Act, for preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty on Horses; which was disagreed to, by this House.*

A Bill, *To oblige the Surveyors of the Counties of Albemarle, Louisa, and Augusta, to reside in the respective Counties whereof they are Surveyors*, was read a Second Time; and an Amendment made to the Title thereof, and another to the Bill.

Ordered, That the Bill be Ingrossed.

Mr Harrison, from the Committee of Propositions and Grievances, reported a Bill, *For dividing the Parishes of St. John and St. Margaret, and for other Purposes therein mentioned*; and the same was receiv'd, and read the First Time.

Then a Motion was made, That the said Bill be immediately read a Second Time; and it was read accordingly, and committed to Mr William Waller, Mr Moore, Mr Lomax, Mr Baylor, Mr Beverley, and Mr Braxton.

A Bill, *For obliging the Parish of St. Martin, to repay to the Parish of Frederickville their Proportion of Four Hundred and Ninety Six Pounds, and Ten Thousand Pounds of Tobacco, levied on the said Parish before the Division of the same*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

The House took into their Consideration, the Message from the Council, in relation to their Amendment to the Bill, intituled, *An Act for continuing and amending the Act, intituled, An Act for preventing Losses from Drivers passing with Cattle through this Colony: And for laying a Duty on Horses*: Which Amendment was again Twice read, and agreed to by the House.

Ordered,

Ordered, That a Message be sent up to the Council, to acquaint them, that this House do recede from their Disagreement to the said Amendment; and that Mr Carter do go up with the said Message.

Mr Simmons, from the Committee, to whom the Ingrofs'd Bill from the Council, intituled, *An Act to enable the Nottoway and Nansemond Indians to sell certain Lands; and for other Purposes therein mentioned*, was committed, reported, several Amendments made thereto, which he read in his Place; and then deliver'd the Bill with the Amendments in at the Table; where the same were again Twice read, and agreed to, with an Amendment.

Ordered, That a Message be sent up to the Council, to acquaint them, that this House have made some Amendments to the said Bill; to which they desire their Concurrence: And that Mr Simmons do go up with the said Message.

Ordered, That a Committee for examining the inroll'd Bills, be appointed of the following Persons, Mr Whiting, Mr Lomax, Mr Bland, Mr William Waller, Mr Richard Cocke, and Mr Braxton.

Upon a Motion,

Resolved, That the Order of the Day, for the House resolving itself into a Committee, to draw up the Report upon the Bill, *For the better Security and Guard of the Sea-Coast, and Trade of this Colony*, be referred 'til Monday Se'ennight.

The House proceeded to take into their Consideration the Book of Claims; and Part thereof was read and agreed to, with some Amendments.

Ordered, That the further Consideration of the said Book, be adjourn'd 'til To-morrow.

A Motion being made, That the Order of the Day, for the House resolving itself into a Committee upon the Bill, *For reducing the Laws made for laying a Duty on Liquors, into one Act of Assembly; and for continuing the said Duty*, be referr'd,

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Ten o'Clock.

Thursday, October 18, 1744.

A Bill, intituled, *An Act for obliging the Parish of St. Martin to re-pay to the Parish of Frederickville, their Proportion of Four Hundred and Ninety Six Pounds, and Ten Thousand Pounds of Tobacco, levied on the said Parish of St. Martin, before the Division of the same*; was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Barret do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act to oblige the Surveyors of Albemarle and Augusta, to reside in the respective Counties whereof they are Surveyors*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr William Randolph do carry the Bill to the Council, for their Concurrence.

The House proceeded to the Consideration of the Petition of William Parks, Printer; and the same was read.

Resolved, That the Sum of Two Hundred and Eighty Pounds *per Annum*, be allowed to the said William Parks, from this Time to the next Session of Assembly, for his Salary, and as a full Recompence for Printing and Delivering Inspectors Notes, and Books, Notes and Receipts for the Duty on Slaves, Services he is now obliged and other Acts of Government, and all other Public Printing Proclamations, to perform.

Ordered, That Mr Conway do carry the said Resolve to the Council, for their Concurrence.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act to oblige the Inhabitants of Augusta County, to pay their Proportion of the Charge for running the Dividing Line, between Augusta and Frederick Counties.*

Also to the Bill, intituled, *An Act for dissolving the present Vestry of the Parish of Truro; and for appointing a new Election of Vestrymen for the said Parish.*

Also to the Bill, intituled, *An Act to enable John Belfield, to sell certain Lands therein mentioned, notwithstanding his Infancy; and for other Purposes therein mentioned, without any Amendment.*

And that they have agreed to the Amendments by this House made to the Bill, intituled, *An Act, to enable the Nansemond and Nottoway Indians, to sell certain Lands; and for other Purposes therein mentioned.*

And that they have pass'd a Bill, intituled, *An Act, to settle the Distribution of the Salary, allowed by His Majesty, to the Council of this Colony, to which they desire the Concurrence of this House.*

The House resumed the further Consideration of the Book of Claims; and the other Part thereof was read, and several Amendments made thereto; and the Allowances of the several Officers being added, the Book was agreed to, by the House.

Ordered, That Mr *Beverley* do carry the Book to the Council, for their Concurrence; and that he do wait on the Governor, and desire his Assent thereto.

Mr *Ludwell* moved for Leave to bring in a Bill, for reviving and continuing the Act, intituled, *An Act, for laying an additional Duty upon Slaves, to be paid by the Buyers; and for encouraging Persons to enlist in His Majesty's Service, and for preventing Desertion; for so much thereof as relates to the laying an additional Duty upon Slaves, to be paid by the Buyer: And the Question being put thereupon? It passed in the Negative.*

Resolved, That the Motion be rejected.

Mr *William Waller*, from the Committee to whom the Bill, *For Dividing the Parishes of St. John, and St. Margaret; and for other Purposes therein mentioned*, was committed, reported several Amendments made thereto; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to, with some Amendments, and a Blank in the Bill filled up.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Chiswell*, from the Committee to whom the Bill, *To dock the Intail of certain Lands therein mentioned; and to settle other Lands of greater Value, in Lieu thereof, to the same Uses*, was committed, reported, That they had examined into the Allegations thereof, and found them to be true; and that they had made several Amendments to the Bill: Which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House,

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Carter* reported, That the Committee appointed, had had under their Consideration, the Treasurer's Accounts; and also Mr *Benjamin Harrison's* Account, to them referred; and had agreed upon a Report: Which he read in his Place, and afterwards delivered in at the Table; where the same was again read, and thereupon

Resolved, That the said Accounts do pass.

Ordered, That Mr *Carter* do carry the said Accounts to the Council, for their Concurrence.

Ordered, That a Committee for proportioning the Public Levy, be appointed of the following Persons: Mr *Conway*, Mr *Beverley*, Mr *Ruffin*, Mr *Turner*, and Mr *Harmer*.

An Ingrossed Bill from the Council, intituled, *An Act, for the Relief of certain Creditors*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Conway* do carry the Bill to the Council; and acquaint them, that this House have agreed to the same, without any Amendments.

An

An Ingrossed Bill from the Council, intituled, *An Act, to settle the Distribution of the Salary, allowed by His Majesty, to the Council of this Colony*, was read the First Time.

Ordered, That the Bill be read a Second Time.

The House proceeded to the Consideration of the Amendments of the Bill, *For amending the Act, intituled, An Act, for settling the Titles and Bounds of Land; and for preventing unlawful Shooting and Ranging thereupon*; and the same were read, and Part thereof agreed to, with some Amendments.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House, according to Order, resolved itself into a Committee, upon the Bill, *For reducing the Laws made for laying a Duty on Liquors, into One Act of Assembly; and for continuing the said Duty*: and after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway*, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same being again read, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Harrison* from the Committee, to whom the Bill, *To amend an Act, intituled, An Act, for preventing deceitful and excessive Gaming*; and another Act, intituled, *An Act, to prevent the Recovery of Money, or other valuable Things, won on Wagers; and for the more effectual Restraint of Tippling-Houses*, was committed, reported several Amendments made thereto; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House, with an Amendment.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Ordered,

That the House be adjourned 'til To-morrow Morning Ten o'Clock.

Friday, October 19, 1744.

Ordered,

THAT Mr *Wormley* have leave to be absent from the Service of the House, 'til Monday next.

Ordered, That Mr *Elligood*, and Mr *Boush*, have Leave to be absent from the Service of the House.

A Bill, intituled, *An Act, to confirm the Lots at the Town of Newcastle, to the Purchasers thereof; and for other Purposes therein mentioned*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Chiswell* carry the Bill to the Council; and desire their Concurrence thereto.

A Message from the Council by Mr *Walthoe*:

That they desire an immediate Conference with this House, upon the Subject Matter of their Amendment to the Bill, intituled, *An Act, for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned*; and have appointed Three of their Members to manage the Conference with such a Number of Burgeesses as this House shall think fit to appoint.

And the Question being put, that the said Conference be agreed to?

Resolved, in the Affirmative.

Ordered, That the following Persons be appointed to manage the said Conference: Mr *Carter*, Mr *Conway*, Mr *Richard Randolph*, Mr *Beverley Randolph*, Mr *Nelson*, and Mr *Beverley Whiting*.

Ordered, That a Message be sent to the Council, to acquaint them, that this House have agreed to the Conference by them desired; and have appointed Six of their Members, to meet the Members by them appointed; and that Mr *Carter* do go up with the said Message.

The

The Managers accordingly withdrew; and being returned, Mr *Carter* informed the House, that they had met Three of the Members of the Council in the Conference Chamber, One of whom being covered, delivered a written Paper, with the Bill containing the Council's Reason for insisting on their Amendment thereto.

Ordered, That a Message be sent to the Council, to acquaint them, that the Managers, appointed by this House to meet the Managers appointed by the Council, at a Conference agreed upon by them, upon the Subject Matter of the Amendment made by the Council, to the Bill, intituled, *An Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned*, had informed the House, that One of the Managers appointed by the Council, did at the Conference sit covered, and in that Manner delivered a Paper; which, he said, contained the Reasons for the Council's insisting on their Amendments: And as this is a Behaviour which has never before been used by any Member of the Council appointed to manage at a Conference, the House of Burgeffes cannot help thinking, that it was intended as an Affront to them; and therefore they desire to know, whether that Gentleman acted by the Directions of the Council, and whether the Council claim it as their Right, that their Members shall be covered at a Conference, while the Members of the House of Burgeffes remain uncovered? And also to acquaint them, that this House do refuse to receive the said Paper, 'til they have an Answer from the Council upon this Matter.

And that Mr *Carter* do go up with the said Message.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for the effectual Suppression of Vice, and Restraint and Punishment of wicked, blasphemous and dissolute Persons*.

Also to the Bill, intituled, *An Act, for obliging the Parish of St. Martin, to repay to the Parish of Frederickville, their Proportion of Four Hundred and Ninety Six Pounds, and Ten Thousand Pounds of Tobacco, levied on the said Parish of St. Martin, before the Division of the same*; without any Amendments.

And that they have agreed to the Resolve of this House, for allowing to *William Parks*, Two Hundred and Eighty Pounds *per Annum*, from this Time to the next Session of Assembly, for his Salary, as a full Recompence for Printing and Delivering Inspectors Notes, and Books, Notes and Receipts for the Duty on Slaves, Printing Proclamations, and other Acts of Government, and all other Public Services he is now obliged to perform.

Ordered,

That the House be adjourned 'til To-morrow Morning Ten o'Clock.

Saturday, October 20, 1744.

Written Message from the Council, by Mr *Walthoe*:

A That they do assure this House, that they design'd no Offence to the House of Burgeffes, by one of their Members being cover'd at the Conference Yesterday; for their Member did expect, when he put on his Hat, that every Person at the Conference would have put on theirs likewise; and that they did not imagine that the House of Burgeffes would have taken Umbrage at a Thing which was not design'd to give Offence; but hope, that they will readily concur with them in carrying on the Public Business in an amicable Manner; and by this Means bring the Session to a happy Conclusion.

Resolved, That this House is satisfied with the said Message.

Then Mr *Carter* reported, the Council's Reasons for insisting on their Amendment to the Bill, *For the better regulating and collecting certain Officers Fees; and for other Purposes therein mentioned*; and the same being twice read, it was thereupon

Resolved, That this House doth adhere to their Disagreement to the said Amendment.

Ordered,

Ordered, That a Message be sent up to the Council, to acquaint them, that this House do desire an immediate Conference upon the Subject Matter of the last Conference; and that Mr Carter do go up with the said Message.

Ordered, That the Managers of the House do acquaint the Managers of the Council, that this House do adhere to their Disagreement to the Amendment by them made to the Bill, *For the better regulating and collecting certain Officers Fees; and for other Purposes therein mentioned*; and that they desire the Council will pass the Bill, without the Amendment.

A Bill, intituled, *An Act, for continuing the Act, intituled, An Act, for laying a Duty upon Liquors*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Nelson do carry the Bill to the Council, for their Concurrence.

Ordered, That Mr Reddick have Leave to be absent from the Service of this House.

A Bill, intituled, *An Act, for amending the Act, intituled, An Act, for settling the Titles and Bounds of Land; and for preventing unlawful Shooting and Ranging thereupon*, was read the Third Time.

Resolved, That the Bill do pass.

A Bill, intituled, *An Act, to amend an Act, intituled, An Act, for preventing excessive and deceitful Gaming*; and another Act, intituled, *An Act, to prevent the Recovery of Money, or other valuable Things, won on Wagers; and for the more effectual Restraint of Gaming at Ordinaries*, was read the Third Time; and several Amendments made thereto, and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

A Bill, intituled, *An Act, for Dividing the Parishes of St. John, and St. Margaret; and for other Purposes therein mentioned*, was read a Third Time; and an Amendment made thereto, and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Harrison do carry the said Bills to the Council, for their Concurrence.

Mr Lomax, from the Committee to whom the Bill, *For continuing the Act, intituled, An Act, for altering the Method of Tryal of certain Criminals therein mentioned*, was committed, reported several Amendments made thereto; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

Mr Power, from the Committee to whom the Bill, *To enable Susannah Cooper to sell and dispose of her Personal Estate, by Deed or Will, notwithstanding her Husband, Isles Cooper, shall happen to be living; and for other Purposes therein mentioned*, was committed, reported, That they had examined into the Allegations thereof, and found them to be true.

Ordered, That the Bill be Ingrossed.

Mr William Waller moved for Leave to present a Bill, for encouraging the making Salt-Petre, and Gun-Powder; and the same was received, and read the First Time.

Ordered, That the Bill be read a Second Time.

Ordered,

That the House be adjourn'd 'til Monday Morning Ten o'Clock.

Monday, October 22, 1744.

AN Ingrossed Bill from the Council, intituled, *An Act, to enable the Nottoway and Nanfemond Indians, to sell certain Lands; and for other Purposes therein mentioned*, with the Amendments, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That a Message be sent to the Council, to acquaint them, that this House have pass'd the said Bill, with the Amendments agreed to by them and this House: And that Mr Simmons do carry the said Message.

An

An Ingrossed Bill from the Council, intituled, *An Act, to settle the Distribution of the Salary, allowed by His Majesty, to the Council of this Colony*, was read a Second Time.

Ordered, That the Bill be read a Third Time.

A Bill, *For encouraging the making of Salt-Petre, and Gun-Powder*, was read a Second Time; and committed to Mr William Waller, Mr Carter, Mr Beverley, and Mr Benjamin Waller.

Mr Benjamin Waller moved for Leave to present a Bill, to impower the Treasurer of this Colony, to lay out the Sum of Two Thousand Pounds in Arms, for the Defence of the Country, in the present Time of Danger; and for other Purposes therein mentioned: And the same was received, and read the First Time.

Ordered, That the Bill be read a Second Time.

A Bill, intituled, *An Act, to enable Sufannah Cooper to sell and dispose of her Personal Estate, by Deed or Will, notwithstanding her Husband, Isles Cooper, shall be living; and for other Purposes therein mentioned*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Power do carry the Bill to the Council, for their Concurrence.

Upon a Motion,

Resolved, That there be a Call of the House To-morrow.

A Message from the Council by Mr Walthoe:

That they agree to the Conference by this House desired, upon the subject Matter of the last Conference; and that their Managers are now ready in the Conference Chamber, to meet the Managers of this House.

Then the Managers for the House withdrew; and being returned, Mr Carter reported, That they had met the Managers from the Council in the Conference Chamber, and informed them, that the House had had under their Consideration, the subject Matter of the last Conference; and that the Reasons offered by the Council, were not sufficient to induce them to alter their Opinion; and therefore they adhere to their Disagreement to the Amendment to the Bill, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned*; and desire the Council will pass the Bill without the Amendment.

A Message from the Council by Mr Walthoe:

That they have passed the Treasurer's, and Mr Harrison's Accounts.

And that they have agreed to the Book of Claims, without any Amendments.

The House took into their Consideration, the Amendments to the Bill, *For continuing the Act*, intituled, *An Act, for altering the Method of Tryal of certain Criminals therein mentioned*; and the same were read, and disagreed to, by the House.

Ordered, That the Bill be Ingrossed.

A Message from the Council, by Mr Walthoe:

That they have passed a Bill, intituled, *An Act, to impower the Justices of every County Court, to erect Pounds*.

Also a Bill, intituled, *An Act, to amend the Law for Proving Wills in the General Court*.

And that they have made some Amendments to the Bill, intituled, *An Act, to continue and amend an Act*, intituled, *An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*.

And that they adhere to the Amendment by them made to the Bill, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned*.

Mr Carter moved for Leave to bring in a Bill, for continuing the Act, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*; and it is accordingly referred to him, to prepare and bring in the same.

An Ingrossed Bill from the Council, intituled, *An Act, to amend the Law for Proving Wills in the General Court*, was read the First Time: And a Motion being made, That the said Bill be again immediately read,

It

It was read accordingly; and several Amendments made thereto.

Ordered, That the Bill, with the Amendments, be read a Third Time.

An Ingrossed Bill from the Council, intituled, *An Act, to impower the Justices of every County Court, to erect Pounds*, was read the First Time: And the Question being put, That the said Bill be read a Second Time?

It passed in the Negative.

Resolved, That the Bill be rejected.

The House proceeded to the Consideration of the Amendments, made by the Council, to the Bill, *For continuing and amending the Act*, intituled, *An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*; and the same were read, and Part thereof agreed to, by the House.

Ordered, That Mr *Harrison* do carry the Bill up to the Council, and acquaint them, That this House have agreed to some of the Amendments by them made to the said Bill, and disagreed to others; and that they desire they will pass the Bill, with the Amendments agreed to.

A Message from the Council, by Mr *Walthoe*:

That they have made some Amendments to the Bill, intituled, *An Act, to oblige the Surveyors of the Counties of Albemarle, and Augusta, to reside in the respective Counties whereof they are Surveyors*.

The House took the said Amendments into their immediate Consideration; and the same were read, and agreed to, with some Amendments.

Ordered, That a Message be sent to the Council, to acquaint them, That this House have made some Amendments to the Amendments by them proposed to the said Bill; to which they desire their Concurrence: And that Mr *William Randolph* do go up with the said Message.

Mr *Carter*, according to Order, presented to the House a Bill, *For continuing the Act*, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned*; and the same was received, and read the First Time.

Then a Motion was made, That the said Bill be immediately read a Second Time, and the Question being put thereupon? *It passed in the Affirmative.*

The said Bill was accordingly read; and Amendments made thereto, at the Table.

Ordered, That the Bill be Ingrossed.

Ordered,

That the House be adjourned 'til To-morrow Morning Ten o'Clock.

Tuesday, October 23, 1744.

A Ingrossed Bill from the Council, intituled, *An Act, to amend the Law for proving Wills in the General Court*, with the Amendments, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Benjamin Waller* do carry the Bill to the Council; and acquaint them, That this House have agreed to the said Bill, with some Amendments; to which they desire their Concurrence.

A Bill, intituled, *An Act, for continuing the Act*, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned*, was read a Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for continuing the Act*, intituled, *An Act, for altering the Method of Tryal of certain Criminals therein mentioned*, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered,

Ordered, That Mr *Nelson* do carry the Bill to the Council, for their Concurrence.

An Ingrossed Bill from the Council, intituled, *An Act, to settle the Distribution of the Salary, allowed by His Majesty, to the Council of this Colony*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Ludwell* do carry the Bill to the Council; and acquaint them, That this House have agreed to the said Bill, without any Amendments.

The House proceeded to the Consideration of the Amendments to the Bill, *For encouraging the making of Salt-Petre, and Gun-Powder*; and the same were read, and agreed to, with some Amendments.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, to impower the Justices of Elizabeth-City County, to erect Pounds; and for other Purposes therein mentioned*.

Also to the Bill, intituled, *An Act, for preventing excessive and deceitful Gaming*; and another Act, intituled, *An Act, to prevent the Recovery of Money, or other valuable Things, won on Wagers; and for the more effectual Restraint of Gaming at Ordinaries*.

Also to the Bill, intituled, *An Act, for Dividing the Parishes of St. John, and St. Margaret; and for other Purposes therein mentioned*.

Also to the Bill, intituled, *An Act, for amending the Act, intituled, An Act, for settling the Titles and Bounds of Land; and for preventing unlawful Shooting and Ranging thereupon*, without any Amendments.

And that they have agreed to the Amendments by this House made to the Bill, intituled, *An Act, to amend the Law for Proving Wills in the General Court*.

And that they recede from the Amendments by them made to the Bill, intituled, *An Act, to continue and amend the Act, intituled, An Act, for reducing the Laws made for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly*, which were disagreed to by this House; and have passed the Bill, with the Amendments agreed to.

The House was, according to Order, called over.

A Bill, *To impower the Treasurer of this Colony, to lay out the Sum of Two Thousand Pounds in Arms, for the Defence of the Country, in the present Time of Danger; and for other Purposes therein mentioned*, was read a Second Time: And the Question being put, That the said Bill be committed?

It passed in the Negative.

Then the Question was put, That the said Bill be Ingrossed; upon which the House divided.

Noes go forth. Noes 35.

Yeas 24.

It passed in the Negative.

Resolved, That the Bill be rejected.

Mr *William Randolph* moved, That this House make a Resolve, That the Sum of Five Hundred Pounds be given, to aid the Revenue for the Support of the Forts and Fortifications in this Colony: And the Question being put thereupon? *It passed in the Negative.*

Resolved, That the Motion be rejected.

Mr *Campbell* moved for Leave to bring in a Bill, For laying out a Sum of Money in Powder and Ball: And the Question being put thereupon?

It passed in the Negative.

Resolved, That the Motion be rejected.

Ordered,

That the House be adjourned 'til To-morrow Morning Ten o'Clock.

Wednesday,

Wednesday, October 24, 1744.

A Bill, intituled, *An Act, for encouraging the making of Salt-Petre, and Gun-Powder,* was read a Third Time; and the Blanks in the Bill filled up.
Resolved, That the Bill do pass.

Ordered, That Mr William Waller do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, for continuing the Act,* intituled, *An Act, for laying a Duty on Liquors.*

Also to the Bill, intituled, *An Act, for continuing the Act,* intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned.*

Also to the Bill, intituled, *An Act, for continuing the Act,* intituled, *An Act, for altering the Method of Tryal of certain Criminals therein mentioned.*

Also to the Bill, intituled, *An Act, to confirm the Lots of the Town of Newcastle, to the Purchasers thereof; and for other Purposes therein mentioned.*

Also to the Bill, intituled, *An Act, to enable Sufannah Cooper to sell and dispose of her Personal Estate, by Deed or Will, notwithstanding her Husband, Isles Cooper, shall be living; and for other Purposes therein mentioned, without any Amendments.*

And that they do insist on the Amendments by them made to the Bill, intituled, *An Act, to oblige the Surveyors of the Counties of Albemarle, and Augusta, to reside in the respective Counties whereof they are Surveyors.*

The House took the said Amendments into their immediate Consideration; and the same being again read, were agreed to.

Ordered, That Mr William Randolph do carry the said Bill up to the Council, and acquaint them, That they recede from their Disagreement to the said Amendments.

The House proceeded to the Consideration of the Address to His Majesty; and the same was read; and committed to Mr Nelson, Mr Whiting, Mr Beverley Randolph, Mr Washington, Mr Carter, and Mr Lomax.

The House also proceeded to the Consideration of the Report of the Committee, appointed to examine into the old Records, belonging to the Public; and the same being read, it is thereupon

Resolved, That the Book N^o A, 42, containing the old Charters and Transactions, in Council and Assembly; the Book N^o A, 12, containing Orders and Patents, and fundry Transactions in Assembly; the Book N^o B, containing Orders and Depositions; the Book N^o E, 43, containing Letters, Royal Instructions, and other Things; the Book containing Foreign Business, and Escheats, from 1665, to 1676; the Book N^o B, 16, containing Orders, Depositions, and Deeds; and an old Book, without Binding, much torn and effaced, containing Wills, Patents, and other Records, be transcribed, by the Clerk of this House.

And that the Book N^o B, containing Bonds, Commissions, and Royal Instructions, from 1677, to 1682; the Book containing Patents, from 1679, to 1689; and the Book containing Orders of the General Court, from 1682, to 1690, be new bound.

Mr Nelson, from the Committee to whom the Address to His Majesty was committed, reported several Amendments made thereto; which he read in his Place, and then delivered the Address, with the Amendments, in at the Table; where the same were again read, and agreed to, by the House.

Ordered, That the Address, with the Amendments, be fairly transcribed.

Ordered,

That the House be adjourned 'til To-morrow Morning Ten o'Clock.

Thursday,

Thursday, October 25, 1744.

MR. Conway reported, That the Committee appointed, had, according to Order, fettled the Proportion of the Public Levy, and stated the same in a Book, which he delivered in at the Table; and the same was read, and agreed to by the House.

Ordered, That M^r Conway do carry the said Book to the Council, for their Concurrence.

M^r Conway also, according to Order, presented a Bill, *For raising a Public Levy*; and the same was received, and read the First Time.

Ordered, That the said Bill be immediately read a Second Time: And it was accordingly read.

Ordered, That the said Bill be Ingrossed.

A Bill, intituled, *An Act, for raising a Public Levy*, was read a Third Time.

Resolved, That the said Bill do pass.

Ordered, That M^r Conway do carry the said Bill to the Council, for their Concurrence.

A Message from the Council, by M^r Walthoe:

That they have agreed to and passed the Book of Proportions.

That they have also passed the Bill, intituled, *An Act, for raising a Public Levy*.

M^r Whiting reported, That the Persons appointed, had, according to Order, examined the Inrolled Bills, and rectified such Mistakes as were found therein; and that the same were truly Inrolled.

Ordered, That M^r Whiting do carry the Inrolled Bills to the Council, for their Concurrence.

A Message from the Council:

That they have inspected the Inrolled Bills; and are satisfied they are truly Inrolled.

A Message from the Governor, by M^r Walthoe:

The Governor commands the immediate Attendance of this House in the Council-Chamber; and that you bring with you such Bills as are ready for his Assent.

And M^r Speaker, with the House, went up accordingly; and the Governor was pleased to give his Assent to the following Public and Private Bills:

An Act, for the Relief of certain Creditors.

An Act, to explain and amend an Act, intituled, An Act, for the effectual Suppression of Vice, and Restraint and Punishment of wicked, blasphemous, and dissolute Persons.

An Act, to settle the Distribution of the Salary, allowed by His Majesty, to the Council of this Colony.

An Act, for continuing an Act, made in the First Year of His Majesty's Reign, intituled, An Act, for making more effectual Provision against Invasions and Insurrections; and one other Act, intituled, An Act, for continuing and amending the aforementioned Act.

An Act, to amend an Act, intituled, An Act, for preventing excessive and deceitful Gaming; and another Act, intituled, An Act, to prevent the Recovery of Money, or other valuable Things, won on Wagers; and for the more effectual Restraint of Gaming at Ordinaries.

An Act, to amend the Law for proving Wills in the General Court, and County Courts.

An Act, to continue and amend an Act, intituled, An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in His Majesty's Customs, into One Act of Assembly.

An Act, for continuing the Act, intituled, An Act, for laying a Duty upon Liquors.

An Act, for amending an Act, intituled, An Act, for laying an Imposition upon Skins and Furs, for the better Support of the College of William and Mary, in Virginia.

An Act, to amend the Act, declaring the Law concerning Attachments; and for altering the Court-Days in the Counties of Accomack and Amelia.

An

An Act, to amend an Act, intituled, An Act, to prevent frivolous and vexatious Suits; and to regulate Attornies, practising in the County Courts.

An Act, to establish and confirm the Bounds and Title of Lands, held in the Town of Suffolk, in the County of Nansemond.

An Act, to amend an Act, intituled, An Act, for settling some Doubts and Differences of Opinion, in Relation to the Benefit of Clergy; for allowing the same to Women, and taking away of Reading; and to disable certain Persons therein mentioned, to be Witneffes.

An Act, for amending the Act, intituled, An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging thereupon.

An Act, for continuing the Act, intituled, An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned.

An Act, for continuing and amending the Act, for preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty on Horses.

An Act, for continuing the Act, for altering the Method of Tryal of certain Criminals therein mentioned.

An Act, for appointing several new Ferries.

An Act, to empower the Vestry of the Parish of Stratton-Major, in the County of King and Queen, to sell the Glebe of the said Parish; and to purchase a more convenient Glebe in Lieu thereof.

An Act, for enabling the Justices of Prince William and Fairfax Counties, to levy Tobacco on the said Counties, to support Occoquan Ferry.

An Act, to prevent the Inhabitants of Tappahanock Town, from raising and keeping Hogs at large within the said Town.

An Act, to oblige the Surveyors of the Counties of Albemarle, Augusta, Frederick, and Louisa, to reside in the respective Counties whereof they are Surveyors.

An Act, for Dividing the Parishes of St. John, and St. Margaret; and for other Purposes therein mentioned.

An Act, to confirm the Lots of the Town of Newcastle, to the Purchasers thereof; and for other Purposes therein mentioned.

An Act, for Dividing the Parish of Hamilton, in the County of Prince William, and erecting the same into Two distinct Parishes; and other Purposes therein mentioned.

An Act, for Dividing the Parish of Bath, in the County of Prince George, and adding Part thereof to Bristol Parish.

An Act, for obliging the Parish of St. Martin to repay to the Parish of Frederickville, their Proportion of Four Hundred and Ninety Six Pounds, and Ten Thousand Pounds of Tobacco, levied on the said Parish of St. Martin, before the Division of the same.

An Act, to enable the Common Hall of the City of Williamsburg, to assess a Tax on the Inhabitants of the said City, for building a Prison; and for other Purposes therein mentioned.

An Act, for giving a Reward for killing Wolves in the County of Frederick, to be levied on the Inhabitants of the said County by the Court; and for altering several Court Days.

An Act, for reviving the Act, to empower the Justices of Elizabeth City County to erect Pounds; and for other Purposes therein mentioned.

An Act, for Dividing the County of Goochland, and the Parish of St. James, in that County; and for other Purposes therein mentioned.

An Act, for Dividing the Upper Parish in Nansemond County, and adding Part thereof to Suffolk Parish.

An Act, to enable the Nottoway and Nansemond Indians, to sell certain Lands; and for other Purposes therein mentioned.

An Act, to prevent the building and repairing Wooden Chimnies in the Town of Richmond.

An Act, for Dissolving the present Vestry of the Parish of Truro; and for appointing a new Election of Vestrymen for the said Parish.

An

An Act, to oblige the Inhabitants of Augusta County, to pay their Proportion of the Charge for running the Dividing Line between Augusta and Frederick Counties.

An Act, to enable Mann Page, Esq; to sell and dispose of certain intailed Lands, to raise Money for the Paiment of his Father's Debts, and Performance of his Will; and for other Purposes therein mentioned.

An Act, to enable John Belfield to sell certain Lands therein mentioned, notwithstanding his Infancy; and for other Purposes therein also mentioned.

An Act, for establishing a Town near Roy's Warehouse, in the County of Caroline; and for other Purposes therein mentioned.

An Act, to impower Peter Hedgman, Gent. to lay out and apply the Rents and Profits of certain intailed Lands therein mentioned, whereof William Brent lately died seised, towards paying the Debts of the said Decedent; and for other Purposes therein mentioned.

An Act, to enable Sufannah Cooper to sell and dispose of her Personal Estate, by Deed or Will, notwithstanding her Husband, Isles Cooper, shall be living; and for other Purposes therein mentioned.

An Act, to dock the Intail of certain Lands therein mentioned, and to vest the same in Francis West, in Fee-Simple; and to settle other Lands, of greater Value, to the same Uses.

An Act, to vest certain Lands therein mentioned, whereof George Carter, Esq; lately died seised, in Fee-Simple, in certain Trustees therein named, to be Sold, for the Performance of his Will.

An Act, to vest certain Lands therein mentioned, in the Persons who have purchased under the Feoffees and Trustees of the Town of Tappahanock.

An Act, for vesting Three Hundred and Ninety Four Acres of Land, with the Appurtenances, in the County of King William, whereof William Banks is seised, in Fee-Tail, in John Norton, Gent. in Fee-Simple; and for settling several Slaves, therein named, in Lieu thereof, to the same Uses.

An Act, for raising a Public Levy.

The Governor also gave his Assent to the following Resolve of the House of Burgeffes, which the Council had agreed to, *viz.*

That the Sum of Two Hundred and Eighty Pounds *per Annum*, be allowed to William Parks, from this Time to the next Session of Assembly, for his Salary, as a full Recompence for Printing and Delivering Inspectors Notes and Books, Receipts for the Duty of Slaves, Printing Proclamations, and other Acts of Government, and all other Public Services he is now obliged to perform.

And then made the following Speech:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

I AM now to give you my Thanks, for the Bills you have presented to me; which I trust, as I am sure they are calculated with that View, will be for the Benefit and Conveniency of the People. But,

Gentlemen of the House of Burgeffes,

I did hope, in Compliance with what I recommended to you at the Opening of this Session, and indeed, correspondent to your Address, you would have contributed, either towards Repairing our Batteries, which my Concern for the Public Safety prompted me to ask; or that the Sense of common Danger would have animated you with a more laudable Zeal, and warmed you into a vigorous and unanimous Resolution, of exerting your utmost Efforts to convince your Country, at this perilous Conjunction, that you had made the best provision for her true Interest and Protection.

But since every Motion of that kind has been rejected, and more effectual Measures, though they obtained the Credit of a Bill, have been debated into a Negative, that such Proceedings may not be censured worse than they deserve,

Gentlemen

Gentlemen of the Council, and House of Burgeffes,

I do expect, from your known Affection to His Majesty's Person and Government, that during your Recefs in your respective Counties, you will diligently discharge the Duty incumbent upon you, as well in your Military as Civil Capacities; by taking special Care the severall Mufters be attended with Proper Officers, the Men well difciplined, and provided with Arms and Ammunition; and by ftrictly putting the Laws in Execution againft all Difturbers of the Peace.

And as you are, no doubt, impatient to vifit your private Affairs, I fhall keep you no longer than to acquaint you, that I have thought fit to prorogue this Affembly to the Third *Thursday* in *December* next; and this Affembly is accordingly Prorogued to that Time.

THE
JOURNAL
OF THE
House of BURGESSES.
AT A
GENERAL ASSEMBLY,

Summoned to be held at the *Capitol*, in the City of *Williamsburg*, on *Thursday* the Sixth Day of *May*, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE II. by the Grace of God, of *Great-Britain, France, and Ireland*, King, Defender of the Faith, &c. And from thence continued, by several Prorogations, to *Thursday* the Twentieth Day of *February*, in the Nineteenth Year of His said Majesty's Reign; and in the Year of our Lord 1745: Being the Third Session of this Assembly.



WILLIAMSBURG:

Printed by *William Parks*, M,DCC,XLVI.

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THE
JOURNAL
OF THE
HOUSE of BURGESSES.

Thursday, February 20, 1745.

THOMAS HALL, Gent. having presented a Commission from his Honour the Governor, to be Serjeant at Arms, and Mace-bearer, to this House; and having taken the Oaths appointed by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken the Oath of Abjuration, and subscribed the Test, was accordingly admitted to that Office.

A Message from the Governor, was delivered by Mr *Walthoe*:

Mr *Speaker*,

The Governor commands the immediate Attendance of this House in the Council-Chamber.

Mr *Speaker*, with the House, went up accordingly; and being returned, reported, That the House had attended the Governor in the Council-Chamber, and that he was pleased to make a Speech to the Council and this House; of which, to prevent Mistakes, he had obtained a Copy: Which he read, and afterwards delivered in at the Table; where the same was again read, and is as follows:

Gentlemen of the Council, Mr. Speaker, and Gentlemen of the House of Burgeffes,

ISHOULD not have shorten'd my last Prorogation, to call you together so suddenly, and at this Season, if an Incident, of the most affecting Concern to us, had not demanded our immediate Regard, and left me without Excuse for my Silence.

BY all the Accounts we have lately had from our Mother Country, the Sons of Violence have again taken up rebellious Arms against our Sovereign, incited by the Presence of an intriguing Dependant on Foreign Courts, and animated by the Promise of Assistance from our most inveterate Enemies, the *French* and *Spaniards*; intending, with those Tools of Tyranny and Oppression, to subvert our Excellent Constitution in Church and State, and force us to exchange the Blessings of Liberty, for the most abject Slavery, under the arbitrary Will of a *Popish* Pretender, brought up, and his Sons after him, to idolize the glaring Ceremonies of the *Romish* Communion, and pay a blind Obedience to the Briefs and Mandates of a supposed infallible Judge; that spiritual Deceiver, by whose perfidious Casuistry, making Religion subservient to every vicious Inclination, Pardons are granted for past Sins, Indulgences for future ones, and, for Fees proportioned to such mighty Favours, departed Souls are released from a troublesome State of Expiation, and others qualify'd for the Society of Saints in Heaven.

THESE are some of the grand Articles of that profane and ostentatious System of Iniquity, to which, by the Rebellion, they mean to compel us to submit: These are the Fables, cunningly devised, to insnare the Ignorant, and captivate the more Circumspect;

spect; tho', in the Gospel we have receiv'd, it manifestly appears, that our High Priest Jesus, the Son of GOD, left no such derivative Authority to any of his Apostles, that *Purgatory* is an imaginary Place, and that no Man upon Earth has an absolute Power to forgive Sins.

BUT, Gentlemen, as I am convinced of your Aversion to this destructive Scheme, and that I can't excite in you a more lively Abhorrence of the detestable Enterprize, that what the first News of it inspir'd, rather than waste Time with what you all know, the Absurdity of the Pretender's Claim, or the horrid Cruelties exercis'd upon us under the Notion of *Hereticks*, by that Spirit of Persecution which for ever attends this Corruption of Faith and Morality, I chuse to lead you to consider how we ought to demean ourselves, in a Conjunction that calls for Instances of Duty and Gratitude.

AND I must submit it to you, whether, in our distant Situation, and adequately to our Zeal, we can sufficiently express our indignant Resentment against the dreadful Attempt, and give such ample Proof of our sincere and ardent Attachment to the present Establishment, unless, with an occasional Address to the King, we, after the Example of our Fellow-Subjects, enter into an Association, obliging ourselves, with our Lives and Fortunes, to maintain, defend, and support the Person, Family, and Government of His most gracious Majesty King *GEORGE*, our only rightful and lawful Sovereign, and the just Guardian of our sacred and civil Rights.

SUCH a Covenant, when our Religion and Liberties are in such imminent Danger, our bounden Duty to our King and Country will suggest to us, as the best Testimony Words can convey, of our unalterable Fidelity to the Engagements we are already under.

THESE are the Principles, and these only, that can protect us, with the Divine Assistance, we are next Week to implore, from the Miseries and Calamities of intestine War, from Rebellion, false Doctrine, Heresy, and Schism; and secure to us, if we are not wanting to ourselves, Peace of Mind whilst we live, and that Peace at the last, which the *Roman* Prelate can neither, by his Interdicts deprive us of, nor, by his mistaken Devotion, procure for us.

AND now, Gentlemen of the Council, and House of Burgeffes, that you will endeavour, during this Session, to advance the Honour and Welfare of your Country, suitable to her present Exigencies, and unanimously comply with what I have with great Fervency propos'd, I am abundantly convinced, by the Reputation you have justly acquir'd of Loyal Subjects, Stanch Protestants, and true Patriots.

IN order therefore, to perpetuate this amiable and favourite Character, Gentlemen of the House of Burgeffes, I must beg your Indulgence one Moment longer. The College of *William and Mary*, that Seminary of Learning, and Ornament to *Virginia*, tho' founded and endow'd with Royal Contributions, you are all sensible, could not have flourish'd to the Advantage of Erudition it has arriv'd, without your Bounty and additional Munificence: As the Act conveying that Large's, is now near expiring, I am induced by a pious Regard for the Advancement of pure Religion, and the Study of useful Knowledge, to recommend to you its Renewal; to which I shall, with uncommon Pleasure, give my Assent, and promise to procure His Majesty's Confirmation. If I tell you, that there is not in any Part of the World, a College, where good Order, Decency and Discipline, are better maintain'd, where God Almighty is more constantly and devoutly worshipp'd, and where greater Care is taken to train up young Students in the Rudiments of Religion, Loyalty, Science, and good Manners, and carrying them on towards Perfection, than in This, I am sure I should speak without Artifice or Flattery, and I dare say, within the Bounds of Truth.

THIS, which I have observ'd with great Satisfaction, no doubt you hear with Delight and Approbation: For, with what Comfort may you from hence extend your Views through future Centuries, and anticipate the Happiness provided for Posterity; by reflecting

ing that not only your Sons, but their Descendants to latest Ages, will there be guided in the Paths of Virtue and sound Literature, and fitted, as they may by Genius be disposed, for the Service of their King, their Country, and their GOD.

UPON these Considerations, I am persuaded you will not only think such diligent and discreet Instructors of Youth, worthy the Continuance of the annual Income arising from the whole Penny, which has hitherto been their chief Support, but kindly take them under your constant Patronage and Protection.

GENTLEMEN, I have one Request more to make to you, with which I shall conclude: Several Transports with Two Regiments bound to *Cape-Breton*, to preserve the valuable Conquest of *Louisburg*, after a tedious Voyage from *Gibraltar*, by bad Weather and contrary Winds, have been forced with their Convoys into this Colony. The Commodore and the Commanding Officers of the Regiments, pursuant to an Order I have seen, That in Case they could not reach that Island, and were obliged to take Shelter in any of these Provinces, they should apply to the Governor, for whatever Assistance they might stand in need of; on their Arrival made Application to me, and among other Necessaries, such as landing their Men, and an Allowance of Wood and Candles, desired some fresh Provisions for them; many being very sick and infirm: For the Disembarking their Men, for Fire and Candles, which I judge'd indispensable, without any Hesitation I gave Orders, promising to report and recommend the whole to the Consideration of your House, in whose Power it is to relieve them; and I do it with the greater Earnestness, because I am certain, at this critical Juncture, and on such an Occasion, a generous Supply will be accepted by His Majesty as a Token in Ratification of your Duty, and of your Regard to that important Service for which these Brave Men are appointed.

Resolved, That an humble Address be presented to the Governor, to return him the Thanks of this House, for his affectionate Speech; to acknowledge his great Care and unwearied Attention, in Discharge of the important Trust reposed in him by his Majesty, in the Government of this Colony; to assure his Honour we will do every Thing in our Power to Promote the Honour and Interest of our Country; and exert the utmost of our Endeavours to maintain the Succession of the Crown in the present Royal Family.

Ordered, That Mr *Corbin*, Mr *Conway*, and Mr *Ludwell*, do prepare and bring in the same.

Resolved, That this House will take the Governor's Speech into Consideration on Monday next.

Ordered, That an Address be made to the Governor, to order a new Writ to issue, for electing a Burgess, to serve in this present Session of Assembly, for the County of *York*, in the Room of *William Nelson*, Esq; who is promoted to one of His Majesty's Council; and that Mr *Burwell* wait on the Governor with the said Address.

Also, that an Address be made to the Governor, to order a new Writ to issue, for electing a Burgess, to serve in this present Session of Assembly, for the County of *Goochland*, in the Room of *William Randolph*, Gent. deceased; and that Mr *Cocke* wait on the Governor with the said Address.

Also, that an Address be made to the Governor, to order a new Writ to issue, for electing a Burgess, to serve in this present Session of Assembly, for the County of *Gloucester*, in the Room of *Samuel Buckner*, Gent. who has accepted of a Place of Profit; and that Mr *Whiting* wait on the Governor with the said Address.

Also, that an Address be made to the Governor, to order a new Writ to issue, for electing a Burgess, to serve in this present Session of Assembly, for the County of *Charles-City*, in the Room of *Benjamin Harrison*, Esq; deceased; and that Mr *Kennon* wait on the Governor with the said Address.

Also, that an Address be made to the Governor, to order a new Writ to issue, for Electing a Burgess, to serve in this present Session of Assembly, for the County of *Prince George*, in the Room of *Richard Bland*, Gent. who has accepted of a Place of Profit; and that Mr *Beverley Randolph* wait on the Governor with the said Address.

Ordered,

Ordered, That the Reverend Mr *Thomas Dawson* be continued Chaplain to this House; and that he attend to read Prayers every Morning, at Ten o'Clock.

Ordered, That *William Francis*, *James Lavie*, *Robert Wager*, and *Thomas Broadribb*, be continued Door-keepers to this House; and that they give their Attendance accordingly.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, February 21, 1745.

MR. *Corbin* reported, That the Persons appointed had, according to Order, prepared an Address to the Governor; which he read in his Place, and afterwards delivered in at the Table; where the same was again twice read, and agreed to by the House, without any Amendment; and is as follows:

SIR,

WE His Majesty's most Dutiful and Loyal Subjects, the Burgeesses of *Virginia*, now met in General Assembly, humbly beg Leave to Address your Honour, with our most unfeigned and hearty Thanks, which are the natural Result of that zealous and sincere Regard that your wise and just Administration raises in our Hearts.

WE are too deeply sensible of the many Blessings of our Sovereign's Reign, from the first Beneficent Instance of it, in appointing your Honour for our Governor, not to retain the most ardent Attachment and unalterable Fidelity to His Royal Person, Family, and Government, the most lively and indignant Abhorrence of this, and every detestable Attempt, to violate his Majesty's just and undoubted Rights, and the most earnest Purpose of testifying our Gratitude, by that best Instance of it, our hearty Concurrence in every Measure which can tend to the Honour of His Majesty, and the Welfare of His People.

THESE, Sir, we beg Leave to assure you, are the only Sentiments of our Hearts; and, thus animated, we will unite in every Means our Power can reach, to promote the Interest of our Country, and to give the amplest proof of our Duty and Affection to His Majesty King *GEORGE*, and of our Zeal to maintain the Succession of the Crown, in His Royal House; the surest Bulwark of our Religion, the best Guardian of our Liberties, and the strongest Support of our happy Constitution: Thus, endeavouring to deserve that favourite and amiable Character, so justly, from these Motives, acquired by our Ancestors, of Loyal Subjects, and True Patriots.

Ordered, That the said Address be fairly transcribed, and presented to the Governor, by the *Speaker* and the whole House.

Ordered, That the Committee who prepared the same, do wait on the Governor, to know his Pleasure when the House shall attend to present it.

Ordered, That the Committee of Privileges and Elections be revived, and to consist of the following Persons:

Mr *Conway*,

Mr *Carter*,

Mr *Richard Randolph*,

Mr *Whiting*,

Mr *Lomax*,

Mr *Burwell*,

Mr *Benjamin Waller*,

Mr *Braxton*, and

Mr *Beverley Randolph*.

And they are to meet and adjourn from Day to Day, and to take into their Consideration all such Matters as shall or may come in Question, touching Returns, Elections, and Privileges; and to report their Proceedings, with their Opinions thereupon, from Time to Time, to this House: And the said Committee is to have Power to send for Persons, Papers, and Records, for their Information.

Ordered,

Ordered, That the Committee of Propositions and Grievances be revived, and consist of the following Persons:

Mr Carter,

Mr Richard Randolph,
Mr Digges,
Mr Kennon,
Mr Whiting,
Mr Baylor,
Mr William Gray,
Mr Washington,
Mr Lee,
Mr Moore,
Mr Bev. Randolph,
Mr Meriwether.

Mr Conway,
Mr Simmons,
Mr Woodbridge,
Mr Braxton,
Mr Burwell,
Mr Corbin,
Mr Chiswell,
Mr Colville,
Mr Wormley,
Mr Ludwell, and

And they are to meet and adjourn from Day to Day, and take into their Consideration all Propositions and Grievances, that shall come, legally certified, to this Assembly; and to report their Proceedings, with their Opinions thereupon, to the House, from Time to Time: And all such Propositions and Grievances are to be delivered to the Clerk of the House, and by him to the said Committee, of Course. And they have Power to send for Persons, papers, and Records, for their Information.

Ordered, That the Committee of Courts of Justice be revived, and consist of the following Persons:

Mr Whiting,

Mr Lomax;
Mr Benjamin Cocke,
Mr Benjamin Waller.

Mr Fantleroy,
Mr William Waller, and

And they are to meet and adjourn from Day to Day, and to take into their Consideration all Matters relating to Courts of Justice, and all such other Matters as shall, from Time to Time, be referred to them; and report their Proceedings: And the said Committee have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That the Committee of Trade be revived, and consist of the following Persons:

Mr Braxton,

Mr Harmer,
Mr Corbin,
Mr Ludwell, and

Mr Richard Randolph,
Mr Colville,
Mr Richard Cocke.

And they are to meet and adjourn from Day to Day, and to take under their Consideration, all Things relating to the Trade of this Colony, and all such Matters as shall be, from Time to Time, to them referred; and report their Proceedings: And the said Committee have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That the Committee of Claims be revived, and consist of the following Persons:

Mr Beverley,

Mr Westwood,
Mr Hedgman,
Mr Wall,
Mr Mitchell,
Mr Harwood,
Mr Richard Cocke,
Mr Taylor.

Mr Turner,
Mr Bolling,
Mr Sweney,
Mr Harmer,
Mr Thornton,
Mr Cobbs, and

And they are to meet and adjourn from Day to Day, and take into their Consideration all Public Claims, which shall be presented to the House during this Session; and to report their Proceedings, with their Opinions thereupon, to the House, when they have gone through the said Claims: And all Persons that have any Claims, are to deliver them

to

to the Clerk, and he is to deliver the same to the said Committee, of Course. And they have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That the Clerks of the several Committees, be continued in their respective Offices.

Ordered, That Nine of the Committee of Propositions and Grievances, be a sufficient Number to make a Committee; and Five of all other Committees.

Resolved, That in all Cases of controverted Elections, to be heard at the Bar of the House, or before the Committee of Privileges and Elections, the Petitioners do, by themselves, or their Agents, within a convenient Time, to be appointed either by the House or the Committee of Privileges and Elections, as the Matter to be heard shall be, before the House or the said Committee, deliver to the fitting Members, or their Agents, Lists of the Persons intended by the Petitioners to be objected to, who voted for the fitting Members, giving in the said Lists the several Heads of Objection, and distinguishing the same against the Names of the Voters excepted to: And that the fitting Members do, by themselves or their Agents, within the same Time, deliver the like Lists on their Part, to the Petitioners, or their Agents.

Ordered, That the Committee for Courts of Justice, do inspect the Journal of the last Session, and prepare and draw up a State of the Matters then depending and undetermined, and the Progress that was made therein; and report the same to the House: That they do examine what Laws have expired since the last Session, and inspect such temporary Laws as will expire with the End of this Session, or are near expiring; and report the same to the House, with their Opinion which of them are fit to be revived and continued.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, February 22, 1745.

MR. *Corbin* reported, That the Committee had, according to Order, waited on the Governor, to know his Pleasure when the House should attend him with their Address: And that he was pleased to say he should be at the Council-Chamber To-Day, and would send a Message to the House when he was ready to receive it.

A Petition of *Mary Griffin*, setting forth, That she was possessed of two Negroes, who having robb'd Capt. *Garnet's* Store, as she supposed, through Fear of being brought to Justice, ran away, and being out-lawed, drowned themselves; and praying the Consideration of the House therein, was presented to the House, and read.

Ordered, That the said Petition be referred to the Committee of Claims; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Message from the Governor, was delivered by Mr *Walthoe*:

Mr *Speaker*,

I am commanded by the Governor to acquaint this House, that his Honour is now ready to receive their Address in the Council-Chamber.

Mr *Speaker*, with the House, went up, and being returned, reported, That he had, with the House, attended the Governor in the Council-Chamber, and presented the Address of this House to him; to which he was pleased to return the following Answer:

Gentlemen of the House of Burgesses,

WHEN the British Arms were prosecuting their Sovereign's Engagements Abroad, and a Rebellion raging at Home, in Favour of an abjured Pretender to His Crown and Dignity, supported by the avowed Enemies to our Name and Nation; to Your Lasting Honour I speak it, the dark and gloomy Cloud could not obscure the Brightness of Protestant Loyalty in this Colony; could not intercept the Thoughts

Thoughts of certain Happiness under His Majesty's Gracious Government; nor diminish your Zeal for the Succession in His Royal House. Your earnest Purpose to concur in every Measure your Power can reach, to defend the present Establishment, the surest Bulwark of our Religious and Civil Rights, as it is the Effect of Principle rather than Interest; if you could search my Heart, you would meet with more suitable Returns than I am able to express, for your very obliging and dutiful Address.

Ordered, That Mr *Walke* be added to the Committee of Propositions and Grievances, and to the Committee of Trade.

Also, that Mr *Ruffin* be added to the Committee of Claims, and to the Committee of Trade.

Also, that Mr *Joseph Gray* be added to the Committee for Courts of Justice, and to the Committee of Claims.

Also, that Mr *Eppes*, and Mr *Baker*, be added to the Committee of Courts of Justice.

Also, that Mr *Reddick* be added to the Committee of Courts of Justice, and to the Committee of Trade.

Also, that Mr *Beverley* be added to the Committee of Privileges and Elections.

A Petition of several Merchants of the Town of *Falmouth*, was presented to the House and read; setting forth the many Hardships they labour under, by the present Method of proving Store Accounts; and praying that they may be allowed the Liberty of proving such Accounts before one or more Justices.

Ordered, That the Consideration of the said Petition be referred to the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

An Account of *Thomas Thorpe*, Sheriff of the County of *King and Queen* for having paid 180 Pounds of Tobacco, levied on *Isaac Hayes*, the last Session of Assembly, for taking up his Runaway Negroe Girl, the said *Hayes* living in *Essex* County, and refusing to pay in *King and Queen*; was presented to the House, and received.

Ordered, That the said Account be referred to the Consideration of the Committee of Claims; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Claim of *Ignatius West*, for taking up a Runaway Negroe therein mentioned:

Also, a Claim of *William Duelin*, for taking up a Runaway Negroe therein mentioned:

Also, a Claim of *Thomas Hix*, for taking up a Runaway Negroe therein mentioned:

Also a Claim of *Solomon Davis*, for taking up a Runaway Negroe therein mentioned:

Also, a Claim of *William Picket*, for taking up a Runaway Negroe therein mentioned:

Also, a Claim of *William Ticklin*, for taking up a Runaway Negroe therein mentioned;

were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively in the Book of Claims.

A Petition of *Hugh West*, in Opposition to a Petition for allowing an Ordinary to be kept at a Place called *Cameron*, being within Two Miles of a Ferry kept by the said *West*:

Also, a petition of the Vestry of the Parish of *St. Margaret*, setting forth, That upon the Division of the said Parish, the last Session of Assembly, there remained but Six Vestrymen in that Parish, and two of them not qualified; and that no Provision being made in the Act of Assembly for the said Division, for filling up the Vacancies in the Vestry, they did, by the Directions of the Governor and Council, assemble the Freeholders, and elect Twelve Vestrymen: But many Disputes and Controversies being likely to arise, concerning the Legality of the said Election, they pray the Consideration of the House in the Premises; were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Propositions and Grievances; and that they examine into the Matters thereof, and report the same, with their Opinion thereupon to the House.

Ordered,

That the House be adjourn'd 'til *Monday* Morning Eleven o'Clock.

Monday,

Monday, February 24, 1745.

MR. *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions and Petitions, from several Counties; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That the Propositions from the Merchants in the County of *Caroline*, for altering the Law for the more speedy and easy Recovery of small Debts, and to have a Clause inserted, that a Copy of an Account, compared with their Books, and sworn to in the County, before one or more Justices of the Peace, may be sufficient Proof; be rejected.

Resolved, That the Petition from the Minister and Inhabitants of *St. Margaret's* Parish, in *Caroline* County, setting forth the disorderly and irregular Election of Vestrymen of the said Parish, and praying a Dissolution of the said Vestry, and a new Election of Vestrymen; is reasonable.

Resolved, That the Petition from the County of *Lancaster*, to have the Parishes of *Christ's Church*, and *St. Mary's White Chapel*, united; is reasonable.

Resolved, That the Petition from the County of *Lancaster*, to oblige the Inspectors to prize Transfer Tobacco to Nine Hundred and Fifty Pounds Nett, is reasonable.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills pursuant to the said Resolutions.

A written Message was delivered from the Council, by Mr *Walthoe*:

Mr *Speaker*, and Gentlemen of the House of Burgeffes,

The Council have resolved upon Addressing His Majesty, and entering into an Association; in which they desire your House to join with them; and have appointed Two of their Members immediately to meet, in the Conference Chamber, any Number of your House, as a Committee, to draw them up.

Resolved, That this House doth agree to join with the Council in an Address to His Majesty; and also, to enter into an Association with them, to venture our Lives, our Fortunes, and all that is dear to us, in the Defence of His Sacred Majesty King *George*, and the Succession as settled in His Royal House.

Ordered, That a Committee be appointed, to meet the Committee appointed by the Council, in the Conference-Chamber, to draw up the same; and that it consist of Mr *Carter*, Mr *Conway*, Mr *Ludwell*, and Mr *Corbin*.

Ordered, That Mr *Carter* acquaint the Council therewith.

A Petition of *Anthony Foster*, Under-Sheriff of the County of *Spotsylvania*, setting forth, That he was obliged to pay Eighty Six Pounds of Tobacco, levied on *John Blake*, for taking up his Runaway Negroe, the said *Blake* having died insolvent; was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims; and that they examine the Matter thereof, and report the same with their Opinion thereupon, to the House.

The Order of the Day being read,

The House resolved itself into a Committee, to consider the Governor's Speech; and after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported, That the Committee had had the Governor's Speech under their Consideration, and had made some Progress therein; but not having Time to go through the same, had directed him to move for Leave to sit again.

Resolved, That this House will resolve itself into a Committee, to consider further the Governor's Speech, on *Thursday* next.

Ordered, That Mr *Elligood* be added to the Committee of Claims.

Also

Also Mr *Power* to the Committee of Courts of Justice, and to the Committee of Privileges and Elections.

Also Mr *Barret* to the Committee of Propositions and Grievances.

Also Mr *Lewis* to the Committee of Courts of Justice.

A Petition of *Roger Bell*, and others, of the County of *Orange*, setting forth, That they apprehended Three Negroes, who were, at a Court held for their Tryal, convicted of Horse-stealing; and praying that they may have the Reward allowed by Law in such Cases, was offered to the House: And the Question being put, That the said Petition be received?

It passed in the Negative.

Resolved, That the said Petition be rejected.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Tuesday, February 25, 1745.

MR. *Whiting*, from the Committee for Courts of Justice, reported, That the Committee had, according to Order, inspected the Journals of the last Session of Assembly, and prepared and drawn up a State of the Matters then depending and undetermined, and the Progress that was made therein; and had agreed upon a Report: Which he read in his Place, and afterwards delivered in at the Table; where the same was again read, and thereupon

Ordered, That the Committee of Trade do prepare and bring in a Bill for the more equal Distribution of the Estates of persons dying insolvent.

Also that the Proposition for dividing the County of *Brunswick*; and also the Proposition against the Division of the said County; which were severally referred from the last Session of Assembly, to the Consideration of this, be referred to the Committee of Propositions and Grievances.

Also, that the Petition of *John Peyton*, complaining of an undue Election of *James Waugh*, to serve as a Burgess for the County of *Stafford*, which was the last Session of Assembly referred to the Consideration of the Committee of Privileges and Elections, be again referred to the said Committee, to examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Claim of *William Mattox*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

A Petition of *John Coke*, Administrator of *John Mundell*, deceased, setting forth, That the last Assembly did, in Consideration of the said *Mundell's* Fees, as Public Goaler, being very low, make an Addition to his Salary; and praying such further Allowance as this House shall think fit:

Also a Petition of *William Wyatt*, Keeper of the Public Goal, to the same Purpose; were presented to the House, and read.

Ordered, That the Consideration of the said Petitions, be referred to the Committee of Claims; and that they examine the Matters thereof, and report the same, with their Opinion thereupon, to the House.

A Memorial of *William Waller*, and *Francis Thornton*, Members of this House, setting forth, That *John Mundell* has received the Prison Fees, and also the Fees for taking up a Negroe, who was removed from the Goal of *Spotsylvania* County, to the Public Goal; and has never paid the same either to the Taker-up, or the County Goaler; and praying that this House will deduct the said Fees out of the Tobacco to be levied for the said *Mundell*.

Ordered,

Ordered, That the said Memorial be referred to the Committee of Claims; and that they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *Joseph Bickley*, late Sheriff of *Louisa* County, was presented to the House, and read; setting forth, That he has paid 280 Pounds of Tobacco to *James Robinson*, and *John Allen*, levied for them the last Assembly, for their respective taking up a Runaway Negroe, belonging to *John Graves*, who is run away, or removed out of the County; and praying such Relief as this House shall think fit.

Ordered, That the Consideration of the said Petition, be referred to the Committee of Claims; and that they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *George Brett*, setting forth, That a Negroe of his having rambled a small Distance from his House, was taken up, and carried before *Chandler Fowke*, Gent. who committed him to the Goal of *Stafford* County, which was soon after accidentally set on Fire, and the Slave burnt therein; and praying such Relief as this House shall think fit, was presented to the House, and read:

And the Question being put, That the said Petition be referred to a Committee?

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Petition of *Thomas Everard*, setting forth, That as Clerk of *Elizabeth City* County, he certified several Claims to the last Assembly, for which the Allowance by Law was omitted to be levied him; and praying it may be now levied, was presented to the House, and read.

Ordered, That it be an Instruction to the Committee of Claims, to levy the same in the Book of Claims.

Ordered, That Mr *Hutchins* be added to the Committee of Trade, and to the Committee for Courts of Justice.

Also, that Mr *Eyre* and Mr *Crawford* be added to the Committee of Claims.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Ten o'Clock.

Wednesday, February 26, 1745.

THIS Day being appointed, by a Public Proclamation, for a General *Fast*, and *Humiliation*;

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday, February 27, 1745.

FIVE Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken the Oath of Abjuration, and subscribed the Test, were admitted to their Places in the House.

Mr *Whiting*, from the Committee for Courts of Justice, reported, That the Committee had, according to Order, examined what Laws have expired since the last Session of Assembly, and inspected such Temporary Laws as will expire with, or soon after the End of this Session of Assembly; and had come to a Resolution thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

Resolved, That the Act of Assembly, made in the Twelfth Year of the Reign of His late Majesty King *George* the First, intituled, *An Act, for laying a Duty on Liquors*, and the

the several subsequent Acts, for continuing and amending the same; and also, so much of the Act of Assembly, made in the Eighth Year of His present Majesty's Reign, intituled, *An Act, for the better Support and Encouragement of the College of William and Mary, in Virginia*, as appropriates the whole Duty of One Penny *per* Gallon, to the Relief of the said College; all which will expire on the Tenth Day of *June, 1747*; ought to be continued, and reduced into One Act of Assembly.

Ordered, That the Committee for Courts of Justice, do prepare and bring in a Bill or Bills pursuant to the said Resolution.

Ordered, That M^r Secretary *Nelson*, M^r *Willis*, and M^r *Fry*, be added to the Committee of Propositions and Grievances.

Ordered, That M^r *Monroe* have Leave to be absent from the Service of the House, for the Recovery of his Health.

A Petition of *Mary Macguire*, setting forth, That her Husband died in His Majesty's Service, in the late Expedition against the *Spaniards*; and praying such Relief as this House shall think fit; was presented to the House.

Ordered, That the Consideration of the said Petition be referred to the Committee of Claims; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers other Propositions, from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That the Proposition from the County of *Henrico*, for appointing a Ferry from the Land of *William Pride*, in the said County, over *Appomattox* River, above the narrow Falls, to the Land of the said *William Pride*, in *Prince George* County; is reasonable.

Resolved, That the Proposition from the County of *Fairfax*, to have the Ferry from *Hugh West's* Landing, over *Patomack* River, to *Frazer's* Point, altered; and to have it appointed either to the said *Frazer's*, or *Addison's* Landing; is reasonable.

Resolved, That the Proposition from the County of *Fairfax*, to prevent Factors and Ordinary-Keepers, intermeddling or concerning themselves at Elections of Burgeffes; be rejected.

Resolved, That the Proposition from the County of *Fairfax*, for altering the Method for taking Lifts of Tithables; be rejected.

Resolved, That the Proposition from the County of *Fairfax*, for repealing so much of the Act, *To restrain Sheriffs, and other Officers, from making unreasonable Seizures and Distresses, and other Purposes therein mentioned*, as makes it unlawful for any Justice to make out an Execution on a Judgment by him granted out of Court, against the Body of any Debtor; be rejected.

Resolved, That the Proposition from the County of *Fairfax*, for altering the Law prohibiting Ordinaries to be kept within Five Miles of a Public Ferry; and also a Petition of *Hugh West*, by the House referred to this Committee, against the said Proposition; be rejected.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills, pursuant to the Two first Resolutions.

A Petition of *George Webb*, was presented to the House, and read; setting forth, That in 1737, one *Thomas Collins* obtained a Certificate of a Wolf's Head, which he assigned to him; that the said Certificate being several Years mislaid, was, when found, presented to *Hanover* Court, who refused to levy the same; and praying the Consideration of this House therein.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims; and that they examine the Matter thereof, and report the same with their Opinion thereupon, to the House.

Several

Several Claims of *Robert Dudley*, for Services therein mentioned:

Also a Claim of *John Newton*, for taking up a Runaway Negroe therein mentioned; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively in the Book of Claims.

A Petition of the Inhabitants of the Parts adjacent to *Naylor's-Hole* Warehouse, representing many Inconveniences they labour under, by the Situation of the said Warehouse; and praying that the same may be removed to a Place called *Cat-Point*; was presented to the House, and read.

Ordered, That the Consideration of the said Petition be referred to the Committee of Propositions and Grievances; and that they examine into the matter thereof, and report the same, with their Opinion thereupon, to the House.

The House, according to Order, resolved into a Committee, to take into their further Consideration the Governor's Speech; and after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported, That the Committee had had under their further Consideration, the Governor's Speech; and had made some further Progress therein, and had come to a Resolution thereupon; but not having Time to go through the same, had directed him to move for Leave to sit again: Then he read the said Resolution in his Place, and afterwards delivered the same in at the Table; where it was again read, and agreed to by the House, as follows:

Resolved, That the Sum of Six Hundred Pounds be paid by the Treasurer, out of the Public Money in his Hands, to Mr Secretary *Nelson*, Mr *Digges*, Mr *Sweney*, Mr *Westwood*, Mr *Crawford*, Mr *Boush*, and Mr *Hutchins*, by them to be applied towards providing Fire-Wood, Candles, fresh Provision, and Quarters, for the Soldiers bound to *Cape-Breton*, but by bad Weather and contrary Winds, forced into this Colony; in Proportion to the Number of Men in each County; and to be accounted for to the next Assembly.

Ordered, That Mr *Conway* carry the said Resolution to the Council, for their Concurrence.

Resolved, That this House will again resolve itself into a Committee, to consider further the Governor's Speech, on *Friday* Se'nnight.

Mr *Corbin* moved for Leave to present a Bill, to repeal a Clause in an Act, made in the Fourth Year of the late Queen *Anne*, intituled, *An Act, for Encouragement of building Water Mills*; and the same was received, and read the first Time.

Ordered, That the Bill be read a Second Time.

Upon a Motion made,

Ordered, That Leave be given to prepare and bring in a Bill, to explain a Clause in the Act, *Declaring what shall be sufficient Seating, Planting, Cultivating, and Improving of Lands, already granted, or hereafter to be taken up, and patented*; and that Mr *Benjamin Waller* prepare and bring in the same.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, February 28, 1745.

MR. *Benjamin Waller*, according to Order, presented to the House a Bill, *To explain a Clause in the Act, Declaring what shall be a sufficient Seating, Planting, Cultivating, and Improving of Lands, already granted, or hereafter to be taken up, and patented*; and the same was read the First Time; and ordered to be read a Second Time.

A Bill, *To repeal a Clause in an Act*, made in the Fourth Year of the Reign of the late Queen *Anne*, intituled, *An Act, for Encouragement of building Water Mills*, was read a Second Time: And the Question being put, That the Bill be Ingrossed?

It passed in the Negative.

Resolved, That the Bill be rejected.

Ordered,

Ordered, That Leave be given to bring in a Bill, for confirming the Grants in the Fork of *Rappahannock*, and the *North Side* of the Dividing Line between the King, and the Proprietor of the *Northern-Neck*; and that *M^r Carter*, and *M^r Beverley*, do prepare and bring in the same.

A Petition of *Rachel McClouds*, setting forth, That her Husband died in His Majesty's Service, in the late Expedition against the *Spaniards*; and praying such Relief as this House shall think fit; was presented to the House, and read.

Ordered, That the Consideration of the said Petition, be referred to the Committee of Claims; and that they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Leave be given to bring in a Bill, to amend the Act, intituled, *An Act, concerning Waifs and Strays*; and that *M^r Ruffin* do prepare and bring in the same.

A Petition of *John Wilson*, and others, Merchants of *Glasgow*, was presented to the House, and read; setting forth, That they, some Years ago, settled a Store near *Page's Warehouse*, in the County of *Hanover*, under the Care of *William Miller*; and that in *August*, 1744, some evil disposed Persons set on Fire, and burnt their Storehouse, with a large Cargo of dry Goods, and other Commodities therein; and also the Books relating to their Dealings and Accounts, except only a Pocket-Book, containing the Ballances due to them in the Month of *March*, preceeding the aforesaid unhappy Misfortune: That many of their Debtors refuse to pay their Ballances, on Pretence they want Account of the particular Articles: And praying that an Act of Assembly may be passed, directing the said *William Miller*, their Factor's Oath to the several Ballances in the said Pocket-Book, to be sufficient Evidence of the said Sums being due, at the Time the same were taken out of the Books; and directing, that the several Debtors aforesaid, shall be compelled, on Oath, to discover what Goods they have had, or what Payments they have made since that Time; and that the Sum so appearing to be due, may be by them recovered; or such other Relief as this House shall think fit.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

M^r Whiting, from the Committee for Courts of Justice, reported, That the Committee had, according to Order, further examined what Laws have expired since the last Session of Assembly, and inspected such Temporary Laws as will expire with, or soon after the End of this Session; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That the Act of Assembly, made in the Fifteenth Year of the Reign of His present Majesty, intituled, *An Act, for continuing the Act, intituled, An Act, for laying a Duty upon Slaves, to be paid by the Buyers*, which will expire the last Day of *July*, 1747; ought to be further continued.

Resolved, That the Act of Assembly, made in the Fifteenth Year of His present Majesty's Reign, intituled, *An Act, for inspecting, weighing, and stamping all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be Sold here, or shipped for Exportation*; and to amend the Act, intituled, *An Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch*; which will expire at the End of this Session of Assembly, ought to be further continued.

Resolved, That the Act of Assembly, made in the Fifteenth Year of His present Majesty's Reign, intituled, *An Act, to prevent Lawyers exacting or receiving exorbitant Fees*; which expired at the End of the last Session of Assembly, ought not to be revived.

Resolved, That the Attornies practising in County Courts, ought to be regulated.

Resolved, That the Act of Assembly, made in the Twelfth Year of the Reign of His present Majesty, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*: And one other Act of Assembly, made in the

the Eighteenth Year of the Reign of His said present Majesty, *For continuing the same*; which will expire the Twenty Fifth Day of *October*, 1747; ought to be further continued.

Ordered, That the Committee of Trade do prepare and bring in a Bill, or Bills, pursuant to the Two first Resolutions.

Ordered, That the Committee for Courts of Justice, do prepare and bring in a Bill, or Bills, pursuant to the Two last Resolutions.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, a Proposition from the County of *Henrico*, to them referred; and had come to a Resolution thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

On Consideration of the Proposition from the said County, that Deeds of Bargain and Sale, made in Pursuance of the Act, intituled, *An Act, for amending the Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging thereupon*, may be hereafter acknowledged or proved in the Court of the County where the Land lies; and that all such Deeds heretofore so acknowledged, or proved and certified, and recorded in the General Court, unless where they have been obtained by Fraud or Collusion, may be confirmed;

Resolved, That the said Proposition is reasonable.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, pursuant to the said Resolution.

A Claim of *Thomas Charles*, Assignee of *Joseph Mason*, for taking up a Runaway Negroe therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, March 1, 1745.

TWO Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken the Oath of Abjuration, and subscribed the Test, were admitted to their Places in the House.

Ordered, That Mr *Bland* be added to the Committee of Propositions and Grievances.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions, from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read: And a Motion was made, That the Consideration of that Part of the Report, relating to *Brunswick* County, should be referred 'till *Friday* next; and the Question being put thereupon?

Resolved in the Affirmative.

Then the House proceeded to the Consideration of the other Part of the said Report; and the same was again read, and Part thereof agreed to by the House, as follows:

Resolved, That the Proposition from the County of *James-City*, to empower their Sheriff to summon the Freeholders and Inhabitants of the said County, in any Part of the City of *Williamsburg*, to serve on Juries on Court-Days; is reasonable.

Resolved, That the Proposition from *Nansemond*, for altering the Day for holding Court in that County; is reasonable.

And

And to the Resolution of the said Committee, That the Proposition from the County of *Richmond*, to revive the Act, *For destroying Crows and Squirrels*, is reasonable; the House disagreed.

Resolved, That the said Proposition be rejected.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills, pursuant the Resolutions agreed to by the House.

A Petition of *William Beverley*, a Member of this House, was presented to the House, and read; setting forth, That some of his Negroes at *Beverley-Park*, having murdered their Overseer, Eight of them were apprehended, and committed for Tryal; upon which Tryal, only Two were found guilty, and executed: But that through the Inclemency of the Weather, all the rest except one, were so frost-bitten, that Two died, One lost his Toes, and the others are still under the Surgeons Hands; and praying the Consideration of the House therein.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims; and that they examine the Matter thereof, and report the same with their Opinion thereupon, to the House.

A Claim of *Roger Williams*, for taking up a Runaway Servant therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

A Bill, *To explain a Clause in the Act, Declaring what shall be a sufficient Seating, Planting, Cultivating, and Improving of Lands, already granted, or hereafter to be taken up, and patented*, was read a Second Time.

Ordered, That the Bill be Ingrossed, and read a Third Time.

A Petition of *Catharine Wilson*, setting forth, That her Husband died in His Majesty's Service, in the late Expedition against the *Spaniards*; and praying the House will give her such Relief as they think fit; was presented to the House, and read.

Ordered, That the Consideration of the said Petition, be referred to the Committee of Claims; and that they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Leave be given to bring in a Bill, for the Encouragement of the Manufacture of Salt-Petre; and that Mr *Carter* prepare and bring in the same.

Ordered, That Leave be given to bring in a Bill, to amend the Act, made in the Fourth Year of the Reign of the late Queen *Anne*, intituled, *An Act, for Encouragement of building Water-Mills*; and that Mr *Corbin* prepare and bring in the same.

Ordered,

That the House be adjourn'd 'til Monday Morning Eleven o'Clock.

Monday, March 3, 1745.

MR. *Whiting*, from the Committee for Courts of Justice, reported,

That the Committee had, according to Order, prepared a Bill, *For further continuing the Act*, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

A Petition of *Daniel Scott*, praying that a Ferry may be appointed from his Land, across *James River*, to the Land of *John Lad*:

Also a Petition of *William Battersby*, praying, That a Ferry may be appointed from his Land, across *James River*, to the Land of *Daniel Scott*:

Also a Petition of *William Cappel*, praying, That a Ferry may be appointed from his Land, across the *Fluvanna*, to the Land of *Samuel Spencer*, opposite thereto: Also a Ferry from his Land, across *Tye River*, to his Land, opposite thereto; were severally presented to the House, and read.

Ordered,

Ordered, That the Consideration of the said Petitions be referred to the Committee of Propositions and Grievances; and that they examine the several Matters thereof, and report the same, with their Opinion thereupon, to the House.

A Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken the Oath of Abjuration, and subscribed the Test, was admitted to his Place in the House.

Ordered, That Mr *William Randolph* be added to the Committee of Courts of Justice.

An Ingrossed Bill, *To explain a Clause in the Act, Declaring what shall be a sufficient Seating, Planting, Cultivating, and Improving of Lands, already granted, or hereafter to be taken up, and patented*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Benjamin Waller* carry the Bill to the Council, for their Concurrence.

Mr *Carter* reported, That the Persons appointed to meet Those appointed by the the Council, as a Committee to draw up an Address to His Majesty, and an Association, had, according to Order, met the Members of the Council in the Conference-Chamber; and had prepared an Address to His Majesty, and the Form of an Association; which they had left with the Members of the Council, to be by them presented to the Council.

Ordered, That the Thanks of this House be returned to the Reverend Mr *William Stith*, for his most excellent Sermon, preached Yesterday before the House; and that he be desired to print it: And that Mr *Fry* acquaint him therewith.

A Message from the Council, was delivered by Mr *Walthoe*:

That they have agreed to the *Resolve*, for giving Six Hundred Pounds, to be paid by the Treasurer, out of the Public Money in his Hands, to Mr *Secretary Nelson*, Mr *Digges*, Mr *Sweney*, Mr *Westwood*, Mr *Crawford*, Mr *Boush*, and Mr *Hutchins*; by them to be applied towards providing Fire-Wood, Candles, Fresh Provisions, and Quarters, for the Soldiers bound to *Cape-Breton*, but by bad Weather and contrary Winds, forced into this Colony; in Proportion to the Number of Men in each County: And to be accounted for to the next Assembly.

Mr *Carter* reported, That the Committee appointed, had, according to Order, prepared a Bill, *For uniting the Parishes of Christ's-Church and St. Mary's White-Chappel; and for Dissolving the Vestry of St. Margaret's Parish*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers other Propositions, from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That that Part of the Proposition from the County of *Richmond*, which relates to restrain the unreasonable cutting down Wood-Lands on Glebes, is reasonable; and that Part of the Proposition prohibiting the tending Tobacco thereupon, be rejected.

Resolved, That the Proposition from the County of *Brunswick*, for explaining an Act, intituled, *An Act, to encourage Settlements on the Southern Boundaries*: And also, for amending and explaining another Act, intituled, *An Act, to allow Persons, not concerned in making Tobacco, to discharge Levies and Officers Fees in Money*; be rejected.

Resolved, That the Proposition from the County of *Hanover*, to have an Inspection at *Page's Warehouse*, on *Pamunkey*, separate from that already established: And also a Proposition from *Louisa County*, to the same Purpose; is reasonable.

On Consideration of the Petition from the Churchwardens and Vestry of the Parish of *Fredericksville*, in *Louisa County*, to be allowed their Proportion of the Sum of Ninety Four Pounds, levied on the Inhabitants of the said Parish by the Vestry of the Parish of *St. Martin*, before the Division of the said Parishes;

Resolved, That the said Petition is reasonable.

On Consideration of the Proposition of the Freeholders and Housekeepers of the Parish of *St. George*, in *Spotsylvania* County; setting forth, The irregular and arbitrary Proceedings of the Vestry of the said Parish; and praying a Dissolution of the said Vestry, and a new Election of Vestrymen;

Resolved, That the said Proposition be rejected.

On Consideration of the Petition of *John Wilson*, and others, Merchants in *Glasgow*, by the House to this Committee referred;

Resolved, That the Allegations in the said Petition are true; and that the Petitioners ought to be relieved.

Ordered, That it be an Instruction to the Committee, to whom it is referred to prepare and bring in a Bill to oblige the Inspectors to prize Transfer Tobacco to Nine Hundred and Fifty Pounds; to receive a Clause or Clauses, pursuant to the Resolution, for appointing an Inspection at *Page's* Warehouse, separate from that already established there.

Ordered, That Mr *Power* prepare and bring in a Bill, pursuant to the Petition of *John Wilson*, and others, Merchants of *Glasgow*.

Ordered, That the Committee of Propositions and Grievances do prepare and bring in a Bill, pursuant to the Resolution, for obliging the Parish of *St. Martin* to pay the Parish of *Fredericksville*, in *Louisa* County, the Sum of Ninety Four Pounds, levied on the Inhabitants of the said Parish, before the Division of the said Parishes.

And also a Bill, pursuant to the Resolution, for restraining the unreasonable cutting down Wood-Lands on Glebes.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Tuesday, March 4, 1745.

A Bill, *For further continuing the Act*, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Thursday* next.

A Bill, *For uniting the Parishes of Christ's-Church and St. Mary's, White-Chapel; and for Dissolving the present Vestry of St. Margaret's Parish*, was read a Second Time; and committed to Mr *William Waller*, Mr *Lomax*, and Mr *Banjamin Waller*.

A Petition of *Thomas Dudley*, setting forth, That he took up a Negroe belonging to *Margaret Moore*, of *Maryland*, who was committed to *Middlesex* Goal, and from thence removed to the Country Goal: That *John Mundell*, late Goaler, sold the said Negroe, and never paid him the Allowance for taking him up; and praying the same may be deducted out of the Tobacco now to be levied for the said *Mundell*:

Also a Petition of *Jane Barden*, setting forth, That her Husband died at *Jamaica*, on his Return from the late Expedition against the *Spaniards*; were severally presented to the House, and read.

Ordered, That the Consideration of the said Petitions, be referred to the Committee of Claims; and that they examine the Matters thereof, and report the same, with their Opinion thereupon, to the House.

A Claim of *William Wren*, for taking up a Runaway Negroe therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim, in the Book of Claims.

A Message from the Council, was delivered by Mr *Walthoe*:

That they had received the Report of their Committee, who, in Conjunction with those appointed by this House, had drawn up an Address to His Majesty, and an Association

tion; and had agreed to the same: And had commanded him to deliver them to this House, for their Concurrence thereto.

And the Address and the Association were read, and an Amendment made to the Address; and the Association was agreed to.

Ordered, That a Message be sent the Council, to acquaint them, That this House have agreed to the Association; and have made an Amendment to the Address; to which they desire their Concurrence: And that Mr *Fry* and Mr *Benjamin Waller* go up with the said Message.

Ordered, That Mr *Wormley* have Leave to be absent from the Service of this House, 'til *Saturday* next.

A Message from the Council, was delivered by Mr *Walthoe*:

That they have agreed to the Amendment, proposed by this House, to the Address to His Majesty.

Mr *Conway*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Returns of several new Writs, for Electing Burgesses to serve in this present General Assembly; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That the Returns of the several Writs, for Electing Burgesses for the Counties of *Prince George*, *Accomack*, and *York*, are made in the Form prescribed by Law: And that the Returns of the several Writs, for Electing Burgesses for the Counties of *Gloucester*, *Charles-City*, *Goochland*, and *Albemarle*, are not made in the form prescribed by Law.

The House being informed that the Sheriff of *Charles-City*, being sensible of his Error, attended at the Door to amend his Return.

Ordered, That he do amend the same.

Ordered, That the Returns of the respective Sheriffs of *Goochland*, and *Albemarle*, be amended at the Table.

And they were amended accordingly.

Ordered, That the Sheriff of *Gloucester* be sent for, in Custody of the Serjeant at Arms, to amend his Return.

A Petition of *George Eskridge*, was presented to the House, and read; setting forth, That *George Eskridge*, the Petitioner's Grandfather, died seised and possessed of divers Tracts of Lands, a great Number of Slaves, and a large Personal Estate; and did, by his Last Will and Testament, among other specifick Devises and Legacies, give and devise unto his Son *William Eskridge*, the Petitioner's Father, a certain Tract of Land, in Fee-Tail; and also Ten Slaves, to be annexed, to go and descend with the Land, in Tail; and then gave all the rest of his Estate, to be equally divided amongst his Children then living: That since his Death, not only all the residue of his Estate has been administered in the Payment of his Debts, but some Part of the Slaves so as aforesaid annexed to the Lands, were taken in Execution, and sold, for the Payment of *William Eskridge's* Proportion of the said Testator's Debts: That the said *William* is since dead, having left a large Sum of Money, by him taken up, upon Interest, for the Payment of his Proportion of the said Testator's Debts, unpaid: That there has lately been a Decree obtained against the Representatives of the said *George Eskridge*, for Sixteen Slaves; the Petitioner's Proportion of which, and the other Debts, together with the Money taken up by his Father, upon Interest, will amount to the Value of the remaining Slaves before mentioned, to be annexed to the Lands devised to the said *William Eskridge*: And that it will be of great Advantage to the Petitioner, to sell Part of the said Tract of Land, for the Payment of the said Debts, and keep the remaining Slaves, to go and descend, with the Residue of the said Land, according to the Will of the said Testator; and therefore praying, That an Act of Assembly may pass for that Purpose.

Ordered,

Ordered, That Mr *Corbin* prepare and bring in a Bill, according to the Prayer of the said Petition.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday, March 5, 1745.

Ordered,

THAT Mr *Chifwell* have Leave to be absent from the Service of the House, 'til Tuesday next.

The House being informed, That the Sheriff of *Gloucester* attended at the Door in Custody, to amend the Return of the Writ, for Electing a Burgefs to serve in this present General Affembly, for the said County;

Ordered, That he do amend the same: And that he be discharged out of Custody, paying Fees.

A Petition of *Richard Bland*, a Member of this House, was presented to the House, and read; praying, That an Allowance may be made him, for building a Wharf at *Jerdan's* Warehouse; the Rent of the said House not being sufficient for building and keeping the said Wharf and Houses in Repair.

Ordered, That the Consideration of the said Petition, be referred to the Committee of Claims; and that they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers other Propositions, from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and agreed to, with an Amendment, and are as follows:

On Consideration of the Proposition from the Freeholders and Inhabitants of the Counties of *Prince George* and *Amelia*, setting forth, That they live so remote from their respective Court-houses, and there being no convenient Road thereto, they cannot, without great Inconveniences, attend the Courts and General Musters; and praying that a new County may be erected, to contain the whole Parish of *Bath*, in *Prince George* County, and the lower Part of the Parish of *Raleigh*, in *Amelia* County, to begin at the Mouth of *Deep-Creek*, thence up the same to the Mouth of *Woody-Creek*; thence up the said Creek to the Head thereof; and from thence a South Course to *Nottoway* River;

Resolved, That the said Proposition be rejected.

On Consideration of the Proposition from the Freeholders and Housekeepers of the County of *Prince George*, praying that no Division of their said County may be made;

Resolved, That the said Proposition be rejected.

On Consideration of the Proposition from the County of *Caroline*, to have a free Ferry appointed from the Town of *Port-Royal*, to the Land of Col. *Thomas Turner*; and that the Trustees of the said Town may be impowered to agree with such Person as they shall think fit to keep the same, allowing the Ferry-keeper such Salary, to be raised by Subscriptions, as they shall agree for; and that the said Ferry-keeper be allowed to receive such Salary from the Trustees, without any Molestation from the Keeper of any Publick Ferry; and to prevent the building Wooden Chimneys in the said Town of *Port-Royal*;

Resolved, That that Part of the said Proposition, which relates to appointing a Ferry at the said Place, be rejected; and that the other Part of the Proposition, for preventing the building Wooden Chimnies in the said Town, is reasonable.

Resolved, That the Petition of *William Batterfby*, for appointing a Ferry from the Land of the said *Batterfby*, over *James* River, to the Land of *Daniel Scott*; is reasonable.

Resolved,

Resolved, That the Petition of *Daniel Scott*, for appointing a Ferry from the Land of the said *Scott*, over the *Fluvanna*, to the Land of *John Lad*; is reasonable.

Resolved, That the Petition of *William Cappel*, for appointing Ferries from the Land of the said *Cappel*, over the *Fluvanna*, to the Land of *Samuel Spencer*; and from the Land of the said *Cappel*, across *Tye River*, to his Land, on the other Side the said River; is reasonable.

On Consideration of the Proposition from the County of *Albemarle*, setting forth, That the Act of Assembly, directing the choosing of a Vestry for the Parish of *St. Anne*, in that County, before the 25th Day of *January*, 1744, could not be complied with, there being no Sheriff of the County at that Time; since which, a Vestry hath been chosen by the Inhabitants of the said Parish, by the Appointment of the Sheriff; and praying a Confirmation of the said Vestry, and their Acts;

Resolved, That the Proposition is reasonable.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, to whom it is referred to prepare and bring in a Bill for appointing several Ferries, that they have Power to receive a Clause or Clauses, for appointing several other Ferries, pursuant to the Resolutions for that Purpose: And that it also be an Instruction to the said Committee, to receive a Clause or Clauses, for appointing a Ferry from *York Town*, to *Northampton County*.

Ordered, That Mr *Lomax* prepare and bring in a Bill, pursuant to the Resolution for preventing the building Wooden Chimnies in the Town of *Port-Royal*.

Ordered, That it be an Instruction to the Committee, to whom the Bill, *For uniting the Parishes of Christ's Church and St. Mary's, White-Chapel; and Dissolving the present Vestry of St. Margaret's Parish*, is committed, that they have Power to receive a Clause or Clauses, for confirming the Vestry of the Parish of *St. Anne*, in *Albemarle County*, and their Acts, pursuant to the Resolution for that Purpose: And that it also be an Instruction to the said Committee, to receive a Clause or Clauses, for confirming the Vestry of the Parish of *Truro*, in the County of *Fairfax*, and their Acts.

A Memorial of *Thomas Holt*, and *William Edwards*, Inspectors at *Gray's-Creek Warehouse*, in *Surry County*, was presented to the House and read, shewing what Tobacco has been lost in that Warehouse, by a high Tide; and praying that they may have some Allowance for their Trouble, in overhaling and repacking the said Tobacco.

Ordered, That the said Memorial be referred to the Consideration of the Committee of Claims; and that they examine the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

Mr *Whiting*, from the Committee for Courts of Justice, reported, That the Committee had, according to Order, prepared a Bill, *For reducing the Laws made, for laying a Duty on Liquors, into One Act of Assembly*: And the same was received, and read the first Time; and *Ordered* to be read a Second Time.

A Memorial of *John Goodwin*, and *Robert Shield*, Inspectors at *York Warehouse*, was presented to the House, and read; setting forth, That a large Quantity of Tobacco was very much damaged in the said Warehouse, by a high Tide; and praying that this House will indemnify them, and make them some Recompence for their great Trouble, in overhaling, packing, and reprizing the same.

Ordered, That the Consideration of the said Memorial be referred to the Committee of Claims; and that they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *Benjamin Hubbard*, and others, was presented to the House, and read; praying, That Fifty Acres of Land may be laid off for a Town, at *Todd's Warehouse*; and that a Ferry may be appointed from the said Town, over to the Land of *Robert-Armistead Bird*.

Ordered, That Mr *Braxton* prepare and bring in a Bill, according to the Prayer of the said Petition.

A Petition of *James Bird*, was presented to the House, and read; praying that he may be allowed the whole Salary of Fifty Pounds *Sterling, per Annum*, as Armourer; and that this House will make him some Allowance for cleaning the Great Guns before the Governor's House.

Ordered, That the Petition lie on the Table.

A Petition of *William Parks*, Printer, was presented to the House, and read; praying for a continuance of the Salary allowed him the last Session of Assembly.

Resolved, That the Sum of Two Hundred and Eighty Pounds *per Annum*, be allowed *William Parks*, from this Time, to the next Session of Assembly, for his Salary, and as a full Recompence, for printing and delivering Inspectors Notes and Books, Notes and Receipts for the Duty on Slaves, and all other Acts of Government.

Ordered, That Mr *Conway* carry the said Resolve to the Council, for their Concurrence.

Mr *Braxton*, from the Committee of Trade, reported, That the Committee had, according to Order, prepared a Bill, *For continuing the Act*, intituled, *An Act, for laying a Duty upon Slaves, to be paid by the Buyers*:

Also a Bill, *For continuing an Act*, intituled, *An Act, for Inspecting, Weighing, and Stamping, all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation*: And to amend the Act, intituled, *An Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch*: And the same were received, and severally read the First Time; and Ordered to be read a Second Time.

Mr *Carter*, according to Order, presented to the House a Bill, *For confirming the Grants in the Fork of Rappahannock, and on the North Side of the Dividing Line between the King, and the Proprietor of the Northern-Neck*: And the same was read the First Time; and Ordered to be read a Second Time.

Ordered, That Leave be given to bring in a Bill, to amend the Act, intituled, *An Act, for giving a Reward for killing wolves in the County of Frederick, to be levied on the Inhabitants of the said County, by the Court; and for altering several Court-Days*: And that Mr *Campbell* prepare and bring in the same.

Ordered, That Mr *Beverley Randolph*, and Mr *Bolling*, have Leave to be absent from the Service of the House, 'til Monday next.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday, March 6, 1745.

A Petition of *John Holder*, Proprietor of the Publick Warehouse at *Hobbs's-Hole*, was presented to the House, and read; praying to be reimbursed the Expence of building a Wharf at the said Warehouse.

Ordered, That the Consideration of the said Petition, be referred to the Committee of Claims; that they examine the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

Mr *Corbin*, according to Order, presented a Bill to the House, *For amending an Act*, intituled, *An Act, for Encouragement of building Water Mills*: And the same was read the First Time; and ordered to be read a Second Time.

Mr *William Waller* moved for Leave to present a Bill to ascertain what Number of Vestrymen may hold a Vestry, or make an Order; and the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration several Matters to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table;

Table; where the same were again read, and, with Amendments to Two of them, agreed to by the House, as follows:

On Consideration of the Petition of *Thomas Dudley*, setting forth, That *John Mundell*, late Keeper of the Publick Goal, has received the Fee for taking up a Runaway Negroe, who was removed from the Goal of *Middlesex* County, to the Publick Goal, and has never paid the same to the Taker-up; and praying the said Fee to be allowed out of the Tobacco to be levied for the said *Mundell*;

Resolved, That the Allegations of the said Petition are true; and that he ought to be paid out of the Tobacco to be levied for the Administrator of the said *Mundell*, for his Fees now due.

On Consideration of the Petition of *John Coke*, Administrator, &c. of *John Mundell*, late keeper of the Publick Goal, setting forth, that in Consideration the Fees allowed by Law to the said *John Mundell*, as Keeper of the Publick Goal, were very small, and the Price of Tobacco much reduced, this House did allow him an additional Salary of Thirty Pounds; and praying, That as Administrator of the said *Mundell*, he may be allowed such additional Salary, from the last Session of Assembly, until the said *Mundell's* Death;

Resolved, That the Allegations of the said Petition are true; and that he ought to be allowed Twelve Pounds Ten Shillings, Current Money.

On Consideration of the Petition of *William Wyatt*, setting forth, That this House did allow an additional Salary to *John Mundell*, late Keeper of the Publick Goal, in Consideration of the Lowness of his Fees, and for the better keeping his Prisoners; and praying that he may be allowed the same, he being Keeper of the said Goal;

Resolved, That he ought to have the further Allowance of Ten Pounds Current Money, for his Care of the said Goal, from the Time he became Keeper thereof until now.

On Consideration of the Petition of *Joseph Bickley*, late Sheriff of *Louisa* County, setting forth, That he has paid Two Hundred and Eighty Pounds of Tobacco to *James Robinson*, and *John Allen*, levied for them the last Assembly, for their respective taking up a Runaway Negroe, belonging to *John Graves*, who is run away, or removed out of the Country;

Resolved, That the said Petition is true; and that he ought to be allowed the said Sum of Two Hundred and Eighty Pounds of Tobacco; to be levied on the said *John Graves*, in *Albemarle*, where he now lives.

On Consideration of the Petition of *George Webb*, setting forth, That in the Year 1737, one *Thomas Collins* obtained a Certificate of a Wolf's Head, by him killed, and assigned the same to the Petitioner: That the said Certificate happening to be mislaid several Years, when found was presented to the Court of *Hanover* County, but by them refused to be levied, it being of so old a Date; and praying to be allowed, he having never received any Satisfaction for the same;

Resolved, That the Allegations of the said Petition are true; and that he ought to be allowed for the same.

On Consideration of the Petition of *Jane Barden*, Widow of *John Barden*, setting forth, That her said Husband was an enlisted Soldier in the late Expedition against the *Spaniards*, and died in the Service;

Resolved, That the said Petition be rejected; there being no Proof of the Death of her Husband.

On Consideration of the Petition of *Anthony Foster*, Under-Sheriff of the County of *Spotsylvania*, setting forth, That he was obliged to pay Eighty Six Pounds of Nett Tobacco, levied on *John Blake*, for taking up his Runaway Negroe, the said *Blake* dying insolvent;

Resolved, That the Allegations of the said Petition are true; but Mr *Benjamin Hubbard*, the Administrator of the said *Blake*, agreed, before the Committee, to pay the same.

On

On Consideration of the Petition of *Rachael MacClouds*, setting forth, That her Husband, *Alexander MacClouds*, was an enlisted Soldier on the late Expedition against the *Spaniards*, and was killed in the said Service;

Resolved, That the Allegations of the said Petition are true; and that she ought to be allowed Ten Pounds.

Also the Petition of *Mary Macguire*, Widow of *Cornelius Macguire*, setting forth, That her Husband died in His Majesty's Service, in the late Expedition against the *Spaniards*;

Resolved, That the Allegations of the said Petition are true; and that she ought to be allowed Ten Pounds.

Also the Petition of *Catherine Wilson*, Widow of *John Wilson*, to the same purpose;

Resolved, That the said Petition be rejected; she having been allowed for the same, the last Session of Assembly.

On Consideration of the Memorial of *William Waller*, and *Francis Thornton*, Gentlemen, setting forth, That *John Mundell*, late Keeper of the Publick Goal, has received the Prison Fees, and also the Fees for taking up a Negroe, who was removed from the Goal of *Spotsylvania* County, to the Publick Goal; which Fees amount to 447 Pounds of Nett Tobacco; and has never paid the same either to the Taker-up, or to the County Goaler; and praying that the said Fees be paid out of the Tobacco to be levied for the said *Mundell*;

Resolved, That the Memorial is true; and that the aforesaid Fees ought to be paid out of the Tobacco to be levied to the Administrator of the said *John Mundell*, for his Fees now due.

On Consideration of an Account of *Thomas Thorpe*, for having paid One Hundred and Eighty Pounds of Nett Tobacco, levied on *Isaac Hayes*, the last Session of Assembly, for taking up his Runaway Negro Girl, the said *Hayes* living in *Effex* County, and refusing to pay in *King and Queen*;

Resolved, That the said Account be rejected; because the said *Hayes* lives now in *King and Queen*, and the Sheriff may levy it on him there.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances, according to the said Resolutions, in the Book of Claims.

Mr Ruffin, according to Order, presented to the House a Bill, *To amend the Act concerning Waifs and Strays*: And the same was read the First Time; and Ordered to be read a Second Time.

Ordered, That it be an Instruction to the Committee, to whom it is referred to prepare and bring in a Bill to prevent the building Wooden Chimnies in the Town of *Port Royal*, to receive a Clause or Clauses, to prevent Hogs and Sheep running at large in *New-Town*, in the County of *Princess-Anne*.

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had, according to Order, prepared a Bill, *To restrain the unreasonable cutting down Wood-Lands on Glebes*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr Braxton, from the Committee of Trade, reported, That the Committee had, according to Order, prepared a Bill, *For the more equal Distribution of the Estates of Persons dying insolvent*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

A Message from the Council, was delivered by *Mr Walthoe*:

That they agreed to the *Resolve*, for allowing *William Parks* Two Hundred and Eighty Pounds *per Annum*, from this Time, to the next Session of Assembly, for his Salary, and as a full Recompence for printing and delivering Inspectors Notes and Books, Notes and Receipts for the Duty on Slaves, and all other Acts of Government.

Ordered, That the Address to His Majesty, and the Association, be sent up to the Council, to be signed by them; and that they be desired to send them down again, to be signed by this House: And that the Committee who prepared the same, carry them up.

A Petition of *Thomas Lorton*, was presented to the House, and read; setting forth, That a Negroe belonging to him ran away, and committed divers Felonies, and being out-lawed, was shot, by which he is so disabled, that he is of no Service to him; and praying the Consideration of the House therein.

Ordered, That the said Petition, be referred to the Consideration of the Committee of Claims; that they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *Philip Aylett*, was presented to the House, and read; praying, That a Town may be established at *Aylett's Warehouse*, on *Mattapony River*.

Ordered, That Mr Power prepare and bring in a Bill, according to the Prayer of the said Petition.

A Petition of the Inspectors of *Morton's Warehouse*, was presented to the House, and read; praying, That their Salary may be raised: And the Question being put, That the said Petition be referred to a Committee?

It passed in the Negative.

Resolved, That the said Petition be rejected.

A petition of *Philip Ludwell, Esq*; was presented to the House, and read; setting forth, That Two Hogheads of his Tobacco were drowned in *Gray's Creek Warehouse*, by the high Tide, in 1744; and praying to be paid for the same.

Ordered, That the Consideration of the said Petition, be referred to the Committee of Claims; that they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill, *For further continuing the Act, intituled, An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*;

Resolved, That this House will on *Tuesday* next resolve itself into the said Committee.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, March 7, 1745.

TWO Members returned upon a new Writ, having taken the Oaths appointed to be taken, by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken the Oath of Abjuration, and subscribed the Test, were admitted to their Places in the House.

A Petition of *Henry Willis*, was presented to the House, and read; praying, That an Act may pass, to dock the Intail of Twelve Hundred Acres of Land, in Gloucester County, commonly called *Cheefcake*; and for settling Slaves, of greater Value, to the same Uses, in Lieu thereof.

Ordered, That Mr *Whiting* prepare and bring in a Bill, according to the Prayer of the said Petition.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had, according to Order, prepared a Bill, *For explaining an Act, For amending the Act, intituled, An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging thereupon*:

Also a Bill, *To oblige Inspectors to prize Transfer Tobacco to Nine Hundred and Fifty Pounds Nett*:

Also to a Bill, *For enlarging the Power of the Sheriff of James-City County*: And the same were received, and severally read the First Time; and Ordered to be read a Second Time.

The House being informed, That Mr *Commiffary Dawson*, with several others of the Clergy, attended at the Door, and desired to be admitted, to return Thanks for the many Favours

Favours by them received from this House, and to request a Continuance of them; they were admitted accordingly: And Mr Commissary spake as follows:

Mr Speaker, and Gentlemen of the House of Burgeesses,

WHE the Clergy of this Dominion of *Virginia*, now in Convention assembled, beg Leave to return you our sincerest and humblest Thanks, for the many Acts of Assembly passed in Favour of the Clergy, since the last Convention; and we should not act consistently with the just and grateful Sense which we have of them, if we did not take this Opportunity of expressing it, and requesting, that you will be pleased to continue to us such Instances of your Regards, as may seem most agreeable to your Goodness and Wisdom.

To which, Mr *Speaker* was pleased to make the following Answer:

Mr Commissary, and Reverend Gentlemen,

THE grateful Sense you express, of the Readiness this House has always shewed, in passing Acts in Favour of your Body, cannot but be acceptable to the House; and you may be assured, that so long as the Clergy of this Colony continue to Act suitably to their Holy Function, they will meet with all proper Encouragement from this House.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers other Propositions, from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

On Consideration of a Proposition from the County of *Amelia*, setting forth, That *Appamattox* River is found by Experience, to be useful for carrying Tobacco in Boats or Canoes, near Seventy Miles above the Falls thereof; and that they are prevented of that useful Advantage, by several Mill-Dams being made across the said River; and praying, That the Owners of such Mill-Dams may be compelled to make convenient Passes, or that they may be thrown down and demolished: And that the Act, *For the more effectual Clearing of Rivers and Creeks*, may be explained and amended;

Resolved, That that Part of the Proposition, for compelling the Owners of such Mills to make convenient Passes thro' their said Dams, or that the same may be thrown down and demolished, is reasonable; and that the Act, *For the more effectual Clearing of Rivers and Creeks*, ought to be explained and amended.

Resolved, That the Petition of *John Smith*, and others, from *Amelia* County, to have the Authority of this House for keeping up their Mill-Dams over *Appamattox* River; be rejected.

On Consideration of the Proposition from the County of *Isle of Wight*, setting forth, That there are upwards of Three Thousand Tithables in the said County; that the vast Extent of the same makes it very burthenfome to many of its Inhabitants, who are obliged to meet near the *Black-Water*, at General Musters, and abundance of poor People walk Thirty Miles, and oftentimes lie in the Woods; others not being able to undergo such Hardships, suffer themselves to be fined: That the Distance of the Justices is so far from Court, and no Conveniency of Lodging there, that they seldom attend more than Six Times in a Year; and pray that the said County may be divided into two distinct Counties, by the *Black-Water* Stream:

And also a Proposition from the said County, against the Division of the same;

Resolved, That the said Propositions be referred to the Consideration of the next Session of Assembly.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills, pursuant to the Resolution for obliging the Owners of Mill-Dams on *Appamattox* River, above the Falls thereof, to make convenient Passes, or to throw them down; and for explaining and amending the Act, *For the more effectual Clearing of Rivers and Creeks*.

A Motion being made, That Leave be given to bring in a Bill, to explain the Act,¹ made in the Thirteenth Year of the Reign of King *Charles* the Second, intituled, *Seating upon others Dividends*: And the Question being put thereupon?

Resolved in the Negative.

A Petition of the Vestry of the Parish of *Newport*, praying, That the said Vestry may be dissolved; and a new Election of Vestrymen appointed; was presented to the House, and read.

Ordered, That it be an Instruction to the Committee to whom the Bill, *For uniting the Parishes of Christ's Church, and St. Mary's, White-Chapel; and Dissolving the present Vestry of St. Margaret's Parish*, is committed, to receive a Clause or Clauses, pursuant to the Prayer of the said Petition.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, to take into their further Consideration, the Governor's Speech;

Resolved, That this House will resolve itself into the said Committee, on *Thursday* next.

Mr Carter informed the House, That a Petition, complaining of the Refusal of *Northumberland* Court to certify a Petition presented to the Court of Claims for that Purpose, was referred to the Committee of Propositions and Grievances; and moved, that the Committee, as the said Petition relates to the Privileges of this House, may be discharged from proceeding thereon; and that it may be referred to the Committee of Privileges and Elections.

And it is accordingly referred to the said Committee, to examine the Matter thereof; and to report the same, as it shall appear to them, with their Opinion thereupon, to the House.

The House, according to Order, proceeded to take into their further Consideration, the Report from the Committee of Propositions and Grievances, made on *Saturday* last; and the same was read, and is as follows:

On Consideration of the Proposition of the Freeholders and Inhabitants of *Brunswick* County, setting forth, That there are upwards of 2700 Tithables in the said County: That there are many Persons in the upper Settlements, capable of executing Civil and Military Commissions: That the Persons who have the Benefit of the Act, passed in 1738, are desirous to quit the same, and have the said Act repealed: That the said County is settled in Length 230 Miles, many Persons having upwards of 150 Miles to Court; and pray that the said County may be erected into Two distinct Counties; to be divided by a Line to be run from the Country Line, where it crosses *Roanoke* River, below the Place called the *Horfe-Foard*, to strike *Nottoway* River, near the Fork;

Resolved, That it is the Opinion of this Committee, That the said Proposition be rejected.

On Consideration of the Proposition of the Freeholders and Inhabitants of *Brunswick* County, setting forth, That at the laying the County Levy in 1743, there appeared to be but 1862 Tithables: That there are very few Men in the upper Part of the County, fit to bear any Civil or Military Office: That they have many large Bridges to support; and pray that the County may still remain entire; but if there should be any Division, that *Little Roanoke* River may be the Dividing Line;

Resolved, That it is the Opinion of this Committee, that the said Proposition be rejected.

The First Resolution of the Committee being read a Second Time, was disagreed to by the House.

The Second Resolution of the Committee being read a Second Time, was agreed to by the House.

Ordered,

¹ Hening II, 96. The law is given in Hening as having been passed in the 14th year of the reign of Charles II, not in the 13th. For discussion of the date, see Hening II, 41. For earlier forms of the law, see Hening I, 260, 349, 443. The word "dividends" here means simply portions or shares [of land].

Ordered, That Leave be given to bring in a Bill pursuant to the Proposition from the County of *Brunswick*, for dividing the said County, by a Line to be run from the Country Line, where it crosses *Roanoke* River, below the Place called the *Horfe-Foard*, to strike *Nottoway* River, near the Fork: And that the Committee of Propositions and Grievances do prepare and bring in the same.

And that it be an Instruction to the said Committee, to receive a Clause or Clauses, to erect each County into a distinct Parish.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, March 8, 1745.

MR. *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers other Petitions and Propositions, from several Counties, to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where several of the Resolutions were again twice read, and agreed to by the House, as follows:

On Consideration of the Proposition of the Inhabitants of the lower part of *Surry* County, setting forth, That the Warehouses at the Mouth of *Gray's* Creek, are become very hazardous, by means of high Tides, which have lately done considerable Damage; and that there is no Remedy for this Evil, but by removing the Houses to higher Ground; and the high Ground adjoining the Shore whereon the Houses now stand, being very inconvenient for Persons who bring their Tobacco by Water; and praying, That if it should be thought necessary to remove the said Houses, that they may be fixt at the Landing commonly called and known by the Name of *Ware-Neck*, or *Merriot's* Landing;

Resolved, That the said Proposition be rejected.

On Consideration of the Petition of the Inhabitants of *Surry* County, setting forth, That the removing the Inspection from the Mouth of *Gray's* Creek to *Ware-Neck*, would be very injurious to the Petitioners, and many others, and no great Advantage to any Person; that the Warehouses being removed, would be a Discouragement to the Town; that several of them are almost new, and the Removal thereof will be very expensive; and praying that they may continue at the said Place; and that the Houses be raised, and new Floors made therein;

Resolved, That the said Petition is reasonable.

Resolved, That the Petition from the Inhabitants of *King William* Parish, in *Goochland* County, complaining of many Inconveniences from the Incapacity of the Vestry of the said Parish; and praying a Dissolution thereof; be rejected.

And that the Petition against the Dissolution of the said Vestry; is reasonable.

Resolved, That the Petition from the Inhabitants of the Parts adjacent to *Naylor's-Hole* Warehouse, in *Richmond* County, to have the said Warehouse removed to a Place called *Catt-Point*; be rejected.

Ordered, That the further Consideration of the said Report, be adjourn'd 'til *Wednesday* next.

A Petition of the Proprietors and Inhabitants of the Town of *Petersburg* and *Blandford*, praying, That an Act of Assembly may pass, to establish the said Towns; and to prevent Wooden Chimnies being built therein; was presented to the House, and read.

Ordered, That Leave be given to bring in a Bill, pursuant to the Prayer of the said Petition; and that Mr *Bland* prepare and bring in the same.

Ordered, That Mr *Cobbs* have Leave to be absent from the Service of this House, 'til *Thursday* next.

A Claim of *James Haly*, for taking up a Runaway Negroe therein mentioned:

Also

Also a Claim of *John Flesher*, for the same Service; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively, in the Book of Claims.

Ordered,

That the House be adjourn'd 'til *Monday* Morning Eleven o'Clock.

Monday, March 10, 1745.

A Bill, *To ascertain what Number of Vestrymen may hold a Vestry, or make an Order*, was read the Second Time; and committed to Mr *Reddick*, Mr *Conway*, and Mr *Benjamin Waller*.

A Bill, *For enlarging the Power of the Sheriff of James-City County*, was read a Second Time; and several Amendments made to the Bill at the Table. 32

Ordered, That the Bill be Ingrossed.

Mr *Conway*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Return of the Writ for Electing Burgesses, to serve in this present General Assembly, for the County of *Augusta*; and had come to a Resolution thereupon: Which he read in his Place, and then delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

Resolved, That the Return of the said Writ is not made in the Form prescribed by Law.

Ordered, That the Sheriff of *Augusta* be sent for, in Custody of the Serjeant at Arms, to amend the said Return.

Mr *Conway* further reported, That the Committee had also had under their Consideration, the Petition of *William Steptoe*, and others, against the Justices of *Northumberland* County, to them referred, for refusing to receive and certify a Proposition, which was offered them; and that upon examining into the said Matter, it appeared to the Committee, That at a Court held for the said County of *Northumberland*, the 15th Day of *February*, 1745, for Proof of Public Claims, and receiving Propositions and Grievances, a Proposition, signed by several Subscribers, praying, That that Part of the said County of *Northumberland*, to the Southward of *Mill-Creek*, and the Branches thereof, may be added to the County of *Lancaster*, was presented to the Court by *William Steptoe*, one of the Subscribers; and that a Majority of the Justices then present, viz. *Peter Presly*, and *Samuel Blackwell*, Members of this House, *Spencer Ball*, *John Foushea*, *Griffin Fantleroy*, Jun. and *William Taite*, Gentlemen, did refuse to receive and certify the same, unless the Persons who presented the said Proposition, would suffer the Names of the Subscribers who were absent, to be erased, urging for a Reason, that the Subscriptions to the said Proposition, might be illegally obtained; and had come to a Resolution thereupon: Which he read in his Place, and then delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

Resolved, That the said *Peter Presly*, *Samuel Blackwell*, *Spencer Ball*, *John Foushea*, *Griffin Fantleroy*, Jun. and *William Taite*, in refusing to receive and certify the said Proposition, have acted illegally, arbitrarily, and contrary to the Rights of the People.

A Motion being made,

Ordered, That Mr *Samuel Blackwell* be reprimanded in his Place, for his said Offence.

And Mr *Speaker* spoke as follows:

Mr *Blackwell*,

I am commanded by this House to reprimand you, for having been guilty of a very great Offence, in refusing to certify a certain Proposition duly offered you; and I do reprimand you accordingly.

Then Mr *Blackwell*, in his Place, told the House, That he was truly sensible of his Error, for which he was sorry, and humbly asked the Pardon of this House for the same.

Ordered,

Ordered, That *Peter Presly, Spencer Ball, John Foushea, Griffin Fantleroy, Jun. and William Taite*, be sent for, in Custody of the Serjeant at Arms, to answer respectively for their Misdemeanors.

Mr Lomax, according to Order, presented to the House a Bill, *For preventing the building of Wooden Chimnies in the Town of Port-Royal, and pulling down such as are already built therein; and to restrain Hogs and Sheep from going at large in New-Town, in the County of Princess-Anne*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr Lomax, from the Committee to whom the Bill, *For uniting the Parishes of Christ's Church, and St. Mary's, White-Chapel; and for Dissolving the Vestry of St. Margaret's Parish*, was committed, reported the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House: And he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table; where the Amendments were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Tuesday, March 11, 1745.

MR. Whiting, from the Committee for Courts of Justice, reported, That the Committee had, according to Order, prepared a Bill, *To regulate Attorneys practising at County Courts*: And the same was received, and read the First Time; and ordered to be read a Second Time.

Ordered, That Leave be given to bring in a Bill, to make it Felony to steal Bonds, Notes, or other Securities, for the Payment of Money: And that Mr Bland prepare and bring in the same.

An Ingrossed Bill, *For enlarging the Power of the Sheriff of James-City County*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Burwell carry the Bill to the Council; and desire their Concurrence.

An Ingrossed Bill, *For uniting the Parishes of Christ's Church, and St. Mary's, White-Chapel; for Dissolving the Vestries of the Parishes of St. Margaret, and Newport; and for Confirming the Vestries of the Parishes of St. Anne, and Truro*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Conway do carry the Bill to the Council; and desire their Concurrence.

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers other Petitions and Propositions, from several Counties, to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, as follows:

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Northumberland*, praying that that Part of the said County which lies to the Southward of *Mill-Creek*, and the Branches thereof, may be added to *Lancaster County*; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Amelia*, for repealing the Laws relating to the Seating and Saving of Land, or so much thereof as is found to be burthenfome and grievous to the Subject; be rejected.

And the first Resolution of the said Committee being read a Second Time, and the Question being put, That the House do agree to the said Resolution?

It passed in the Negative:

Resolved,

Resolved, That the Proposition from the County of *Northumberland*, for adding that Part of the said County which lies to the *Southward* of *Mill-Creek*, and the Branches thereof, to *Lancaster* County; is reasonable.

Then the other of the said Resolutions was read, and the Question being put, That the House do agree to the said Resolution?

It also passed in the Negative.

Resolved, That the Proposition from the County of *Amelia*, for repealing the Laws relating to the Seating and Saving of Land, or so much thereof as is found to be burthen-some and grievous to the Subject; is reasonable.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills, according to the said Resolutions.

The House, according to Order, resolved itself into a Committee of the whole House, upon the Bill, *For further continuing the Act*, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported from the Committee, That they had made some Progress in the Bill; and that he was directed by the Committee to move, that they may have Leave to sit again.

Resolved, That this House will To-morrow resolve itself into a Committee of the whole House, to consider further the said Bill.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday, March 12, 1745.

A Claim of *George Webb*, Assignee of *John Hardin*, for taking up a Runaway Negroe therein mentioned, in *May*, 1741, was offered to the House: And the Question being put, That the said Claim be received?

Resolved in the Negative.

A Claim of *William Simmons*, for taking up a Runaway Negroe therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Mr *Corbin*, according to Order, presented to the House a Bill, *To enable George Elkridge to sell Part of a Tract of Land, not exceeding Three Hundred and Fifty Acres, to raise Money for the Payment of his proportionable Part of the Debts of his Grandfather*: And the same was received, and read the First Time; and ordered to be read a Second Time.

A Petition of *Alexander Kennedy*, was presented to the House, and read; setting forth, That he rented a House as an Hospital for the sick Sailors belonging to His Majesty's Ship *Torrington*, which was, by some Accident, burnt; and praying to be paid for the same:

And the Question being put, That the said Petition be referred to a Committee?

It passed in the Negative.

Resolved, That the said Petition be rejected.

Then a Motion was made, that the said Petition be thrown under the Table; and the Question being put thereupon?

Resolved in the Negative.

A Petition of the Justices of *Northampton* County, was presented to the House, and read; praying to be paid the Money expended in building a Wharf, and making a Causeway, for the Use of *Hunger's* Warehouse.

Ordered, That the said Petition, be referred to the Consideration of the Committee of Claims; that they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr

Mr Bland, according to Order, presented to the House a Bill, *To make it Felony to steal Bonds, Notes, or other Securities, for the Payment of Money:* And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr Carter moved for Leave to present a Bill, *For regulating the Appointment of County Court Clerks*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr Campbell, according to Order, presented to the House a Bill, *To amend the Act, for giving a Reward for killing Wolves in the County of Frederick, to be levied on the Inhabitants of the said County, by the Court; and for altering several Court-Days:* And the same was received, and read the First Time; and Ordered to be read a Second Time.

The House, according to Order, resumed the adjourned Consideration of the Report from the Committee of Propositions and Grievances, made on *Saturday* last; and the Residue of the Resolutions were read, as follows:

Resolved, That it is the Opinion of this Committee, That the Proposition from the Merchants of the Town of *Fredericksburg*, for allowing Copies of Store Accounts, proved before one or more Justices, to be given in Evidence on the Tryal of Suits brought on such Accounts; or be allowed to prove their Accounts the first Court after such Suits are commenced :

And also a Proposition from the Merchants of the Town of *Falmouth*, to the same Purpose; be rejected.

On Consideration of the Proposition from *Spotsylvania* County, setting forth, That the Court-house of the said County being, by some Misrepresentation and artful Management, heretofore placed at *Fredericksburg*; which is very inconvenient to the greater Part of the Inhabitants and Freeholders of the said County; and attended with great Expence and Loss of Time, and often in Danger of being infected with the Flux, and other Distempers which are frequent at that Place; and praying that the Court-house of the said County may be erected, and the Court ordered to be held, in the most convenient Place at or near the Center of the County;

Resolved, That it is the Opinion of this Committee, That the said Proposition be rejected.

The First Resolution was read a Second Time: And the Question being put, That the House do agree to the said Resolution?

Resolved in the Affirmative.

Then the other of the said Resolutions was read: And after a Debate, the Question being put, That the House do agree thereto, the House divided.

Noes go forth, Yeas 43
 Noes 21

It passed in the Affirmative.

A Bill, *For preventing the building of Wooden Chimnies in the Town of Port-Royal, and pulling down such as are already built therein; and to restrain Hogs and Sheep from going at large in New-Town, in the County of Princess-Anne*, was read the second Time; and committed to the Committee of Propositions and Grievances.

A Petition of the Inhabitants of the Town of *Newcastle*, was presented to the House, and read; praying, That an Act may pass, for preventing the building Wooden Chimnies in the said Town; and pulling down such as are already built therein; and for restraining Hogs from going at large in the said Town; and for allowing Fairs to be kept therein.

Ordered, That the Consideration of the said Petition be referred to the Committee of Propositions and Grievances; That they do examine the Matter thereof, and report the same, with their opinion thereupon, to the House.

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers other Petitions, from several Counties, to them referred; and had come to several Resolutions thereupon: Which he

he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

On Consideration of the Petition from the County of *Albemarle*, setting forth, That the *Fluvanna* is, in some Measure, navigable, and frequently made Use of for bringing down Tobacco; but that the said River in several Places is so obstructed by Rocks, as to render the Navigation difficult; and praying the Assistance of this House, in opening an easier Way to Trade:

And also, that a Public Warehouse, for receiving Tobacco, and other Things, may be established at *Westham*;

Resolved, That the said Petition is reasonable.

Resolved, That the Petition of *John Caldwell*, and others, Inhabitants above the Fork of *Roanoke*, in *Brunswick* County, for repealing the Act, intituled, *An Act, to encourage Settlements on the Southern Boundaries of this Colony*; or so much thereof as particularly relates to the said Inhabitants; is reasonable.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills, pursuant to the First Resolution.

Ordered, That it be an Instruction to the said Committee, to whom it is referred to prepare and bring in a Bill, *For dividing the County of Brunswick, by a Line to be run from the Country Line, where it crosses Roanoke River, below the Place called Horse-Foord, to strike Nottoway River, near the Fork*; that they have Power to receive a Clause or Clauses, for repealing the Act, intituled, *An Act, to encourage Settlements on the Southern Boundaries of this Colony*; or so much thereof, as particularly relates to the Inhabitants above the Fork of *Roanoke*, pursuant to the Resolution for that Purpose.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill, *For further continuing the Act, intituled, An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*;

Resolved, That this House will resolve itself into a Committee of the whole House upon the said Bill, Tomorrow.

The House being moved, That Leave be given to bring in a Bill, to amend the Act, *For the Regulation and Settlement of Ferries; and for Dispatch of Public Expresses*: And the Question being put thereupon?

Resolved in the Negative.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for enlarging the Power of the Sheriff of James-City County*, without any Amendment.

A Bill, *For confirming the Grants in the Fork of Rappahannock, and on the North Side of the Dividing Line between the King, and the Proprietor of the Northern-Neck*, was read the Second Time; and committed to Mr *Fry*, Mr *Lomax*, Mr *Benjamin Waller*, Mr *Hedgman*, and Mr *Beverley*.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday, March 13, 1745.

A Bill, *For reducing the Laws made, for laying a Duty upon Liquors, into One Act of Assembly*, was read the Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee of the whole House upon the said Bill, on *Tuesday* next.

A Message from the Governor and Council, by Mr *Walthoe*:

That the Governor and Council have signed the Association: That they have sent it down to be signed by this House; and that they have left a Blank therein; which they propose to be filled up with the Twenty First Day of *January*.

Ordered,

Ordered, That the Blank be filled up accordingly; and that the Association be signed by the *Speaker*, and every Member of this House.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers other Petitions and Propositions, from several Counties, to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, as follows:

On Consideration of a Proposition from the Freeholders and Inhabitants of the County of *Hanover*, and others, setting forth, That in the Year 1740, an Act was passed, for building a Bridge over *Pamunkey* River, at *Newcastle* Town; which has been very useful, but is now become ruinous; and praying, That an Act may pass, for rebuilding the said Bridge, under such Regulations as this House shall think fit;

Resolved, That it is the Opinion of this Committee, That the said Proposition is reasonable.

Resolved, That it is the Opinion of this Committee, That the Petition of the Freeholders and Inhabitants of the Town of *Newcastle*, to prevent the building Wooden Chimnies in the said Town; to pull down such as are already built therein; to prevent Hogs running at large in the said Town; and to allow Fairs to be kept therein; is reasonable.

Resolved, That it is the Opinion of this Committee, That that Part of the Petition from the Inhabitants of *Suffolk* Town, to prevent the building Wooden Chimnies in the said Town; and pulling down such as are already built therein; is reasonable.

And also, that that Part of the Petition, setting forth, That the Feoffees of the said Town, except one, live at a considerable Distance from it, and are unacquainted with the Regulations necessary for the Improvement of the said Town; that there is some overplus Money, arising from the Sale of the said Lots of the said Town, unappropriated; and praying that other Feoffees may be appointed; is reasonable.

The Three First Resolutions being read a Second Time, and the Question being severally put, That the House do agree to the said Resolutions?

Resolved in the Affirmative.

Then the other of the said Resolutions was read a Second Time, and the Question being put, That the House do agree thereto?

It passed in the Negative.

Resolved, That that Part of the Petition from the Inhabitants of *Suffolk* Town, setting forth, That the Feoffees of the said Town, except one, live at a considerable Distance from it, and are unacquainted with the Regulations necessary for the Improvement of the said Town; that there is some overplus Money, arising from the Sale of the said Lots of the said Town, unappropriated; and praying that other Feoffees may be appointed; be rejected.

Ordered, That Leave be given to bring in a Bill, for Rebuilding the Bridge over *Pamunkey* River, at *Newcastle* Town, pursuant to the Resolution for that Purpose: And that the Committee of Propositions and Grievances do prepare and bring in the same.

Ordered, That it be an Instruction to the said Committee to whom the Bill, *For preventing the building of Wooden Chimnies in the Town of Port-Royal, and pulling down such as are already built therein; and to restrain Hogs and Sheep going at large in Newtown, in the County of Princess-Anne*, is committed, that they have Power to receive a Clause or Clauses, pursuant to the Resolution for preventing the building Wooden Chimnies in the Town of *Newcastle*, and pulling down such as are already built therein; for preventing Hogs running at large in the said Town; and for allowing Fairs to be kept therein.

Also a Clause or Clauses, pursuant to the Resolution for preventing the building Wooden Chimnies in *Suffolk* Town, and for pulling down such as are already built.

A Petition of the Minister and Vestry of *Hunger's* Parish, was presented to the House, and read; praying that Leave may be given to bring in a Bill, to enable them to sell Eighty Seven Acres of Land, which they now hold as a Glebe: and to apply the money

money arising from such Sale, to the purchasing Negroes, to be annexed to Sixteen Hundred Acres of Land, given for the Use of the Minister of the said Parish, by one *Charlton*; and to oblige the Vestry of the said Parish, to build sufficient Glebe-houses on the said Sixteen Hundred Acres of Land.

Ordered, That Leave be given to bring in a Bill, according to the Prayer of the said Petition: And that Mr *Eyre* do prepare and bring in the same.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, to take into their further Consideration the Governor's Speech;

Resolved, That this House will resolve itself into the said Committee, on *Wednesday* next.

The House, according to Order, resolved itself into a Committee of the whole House, upon the Bill, *For further continuing the Act*, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported, That the Committee had made a further Progress in the Bill; and that he was directed by the Committee, to move, that they may have Leave to sit again.

Resolved, That this House will again resolve itself into a Committee of the whole House, to consider further the said Bill, To-morrow. 40

A Petition of the Justices of *Elizabeth-City* County, praying to be reimbursed the Expence they have been at, in building a Wharf for the Use of *Hampton* Warehouse, was presented to the House, and read.

Ordered, That the Consideration of the said Petition, be referred to the Committee of Claims; that they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Claim of *John Proby*, for the Ferriage of a Runaway, was offered to the House: And the Question being put, That the said Claim be received?

Resolved in the Negative.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, March 14, 1745.

A Petition of *Thomas Todd*, was presented to the House, and read; praying that Leave may be given to bring in a Bill, to dock the Entail of Six Hundred Acres of Land, situate near the *North River* Bridge, in *Gloucester* County; and for settling and annexing Slaves, of greater Value, to some other Entailed Lands, to the same Uses, in Lieu thereof.

Ordered, That Leave be given to bring in a Bill, according to the Prayer of the said Petition; and that Mr *Whiting* prepare and bring in the same.

A petition of *Anne Gough*, Proprietor of *Denbigh* Warehouse, was presented to the House, and read; setting forth, That since the last Assembly, by an Order of *Warwick* Court, she was obliged to build a Wharf for the Use of the said Warehouse, which since was entirely destroyed by the high Tide; and that since that Time, she hath built another Wharf, by Order of the said Court; and praying to be paid for the same.

Ordered, That the said Petition, be referred to the Consideration of the Committee of Claims; that they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Message from the Council, by Mr *Walthoe*:

That they have made several Amendments to the Bill, intituled, *An Act, for uniting the Parishes of Christ's-Church, and St. Mary's, White-Chapel; for Dissolving the Vestries of the Parishes of St. Margaret, and Newport; and for Confirming the Vestries of the Parishes of St. Anne, and Truro*; to which they desire the Concurrence of this House.

A Petition of *John Blair*, Esq; was presented to the House, and read; setting forth, That in 1740, *John Mundell*, deceased, assigned an Account to him of Four Pounds Six Shillings and Three Pence, due for Maintenance of the *Indians*, which being mislaid, was not presented to either of the Two last Assemblies; and praying the Consideration of the House therein.

The Question being put, That the said Petition be referred to a Committee?

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Claim of *John Holt*, Assignee of *John Hunter*, for taking up a Runaway Negroe therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration, divers Petitions to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, as follows:

On Consideration of the Petition of *Richard Bland*, setting forth, That he is proprietor of *Jordan's* Warehouse, and has built a Wharf for the Use of the said Warehouse, the Rent of which is not sufficient for building and keeping the said Wharf and Warehouses in Repair; and praying an Allowance for the same;

Resolved, That it is the Opinion of this Committee, That the Allegations of the said Petition are true; and that he ought to be allowed the additional Rent of Five Pounds Yearly, for building the said Wharf, from the Tenth of *November* last, he keeping it in Repair for the Time to come.

On Consideration of the Petition of *Mary Griffin*, setting forth, That she was possessed of Two Negroe Slaves; that hearing Capt. *Garnet's* store was broke open and robb'd, in order to clear them, she searched their Cabbins, and found some Linen and other Goods which were stole, on which they ran away; and that in Order to bring them to Justice, she out-lawed them, but never heard of them afterwards, until they were found drowned, which she believes they did to avoid the Punishment of the Law; and praying such Relief as this House shall think reasonable;

Resolved, That it is the Opinion of this Committee, That the Allegations of the said Petition are true; and that she ought to be allowed Sixty Pounds Current Money.

On Consideration of the Petition of *William Beverley*, setting forth, That some of his Negroes at *Beverley-Park*, having murdered their Overseer, Eight of them were apprehended, and committed for Tryal, upon which Tryal only Two were found guilty, and executed; but that thro' the Inclemency of the Weather, all the rest, except one, were so frost-bitten, that Two died, One lost his Toes, and that he, with the others, are still under the Surgeon's Hands; and praying such Allowance as this House shall think reasonable, for his said Losses and Expenses;

Resolved, That it is the Opinion of this Committee, That the Allegations of the said Petition are true; and that he ought to be allowed the Sum of Ninety Four Pounds Current Money, for *Guy* and *Maria*, the Two Negroes who died by Means of being frost-bitten, as aforesaid; and Sixteen Pounds Eleven Shillings and Four Pence, for the Doctor's Account, to the 3d of *March*, 1745: And that the Case of Negroe *Richmond*, and the other Damages he hath sustained, together with the Doctor's Account from that Time, ought to be referred to the Consideration of the next Session of Assembly.

On Consideration of the Petition of the Justices of *Northampton* County, setting forth, That they have built a Wharf for the Use of *Hunger's* Warehouse, One Hundred Feet long, and a Causeway of the same Length, for which they are to pay Twelve Pounds Current Money; and praying such Relief as this House shall think reasonable;

Resolved, That it is the Opinion of this Committee, That the Allegations of the said Petition are true; and that they ought to be allowed the additional Rent of Three Pounds Yearly, from the Tenth Day of *November* last.

The

The First Resolution of the Committee being read a Second Time;

Ordered, That the said Resolution; and also the last Resolution of the said Committee, be re-committed.

And the Question being severally put, That the House do agree to all the other Resolutions of the said Committee?

Resolved in the Affirmative.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances in the Book of Claims, according to the Resolutions agreed to by the House.

The House, according to Order, resolved itself into a Committee of the whole House, upon the Bill, *For further continuing the Act*, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported, That the Committee had gone through the Bill, and made several Amendments thereto; and that they had directed him to move for Leave to sit again, to draw up the report.

Resolved, That this House will resolve itself into a Committee of the whole House, to draw up the said Report, on *Wednesday* next.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, March 15, 1745.

MR. *Beverley*, from the Committee of Claims, moved to be directed by the House, what *per Cent.* should be deducted from the Claims of *Frederick* and *Augusta*.

Ordered, That Thirty *per Cent.* be deducted from the said Claims.

A Petition of *Spencer Ball*, *John Foushea*, *William Taite*, and *Griffin Fantleroy*, was presented to the House, and read; setting forth, That they are deply sensible of the Misfortune they labour under, by incurring the Displeasure of this House, for not certifying a certain Proposition to them presented, at a Court of Claims, held for *Northumberland County*: That they assure this House, their Offence did not proceed from any sinister View or Intention in them, but altogether from an Error in their Judgments; and praying that the House will take their Case into their Consideration, and discharge them out of Custody.

Ordered, That the said *Spencer Ball*, *John Foushea*, *William Taite*, and *Griffin Fantleroy*, be brought to the Bar of the House, and reprimanded from the Chair.

And they were called to the Bar, and reprimanded accordingly.

Then a Motion was made, That the said *Spencer Ball*, *John Foushea*, *William Tate*, and *Griffin Fantleroy*, be discharged out of Custody, without paying Fees: And after a Debate, the Question being put thereupon, the House divided.

Yeas go forth,	Yeas 13
	Noes 54

And so it passed in the Negative.

Ordered, That they be discharged out of Custody, paying Fees.

The House being informed, that *John Waughop*, *Matthew Zuill*, *Richard Hull* and *Argyl Taylor*, were equally guilty with the others, in refusing to certify the aforesaid Proposition;

Ordered, That it be referred to the Committee of Privileges and Elections, to examine into that Matter: And that they report the same, as it shall appear to them, with their Opinion thereupon, to the House.

Ordered, That Mr *Secretary Nelson*, and Mr *Benjamin Waller*, have Leave to be absent from the Service of the House, 'til *Tuesday* next.

An

An Ingrossed Bill, *To ascertain what Number of Vestrymen may hold a Vestry, or make an order*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr William Waller carry the Bill to the Council; for their Concurrence.

A Bill, *To amend the Act, concerning Waifs and Strays*, was read the Second Time; and committed to Mr Benjamin Waller, Mr Ruffin, Mr Bland, Mr Lomax, and Mr Douglas.

A Bill, *To enable George Eskridge to sell Part of a Tract of Land, not exceeding Three Hundred and Fifty Acres, to raise Money for the Payment of his Proportionable Part of the Debts of his Grandfather*, was read a Second Time.

Ordered, That the said Bill be committed to Mr Corbin, the Members for Westmoreland and Stafford Counties: And that they do examine into the Allegations thereof, and report the Matter, as it shall appear to them, with their Opinion thereupon, to the House.

Ordered,

That the House be adjourn'd 'til Monday Morning Eleven o'Clock.

Monday, March 17, 1745.

A Bill, *To make it Felony to steal Bonds, Notes, or other Securities, for the Payment of Money*, was read the Second Time; and several Amendments made to the Bill, and an Amendment made to the Title thereof, at the Table.

Ordered, That the Bill be Ingrossed.

Mr Conway, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Information to them referred, relating to several other Justices of the County of Northumberland, refusing to receive and certify the Proposition to them presented by William Steptoe, and others; and that upon examining into the said Matter, it appeared to them, That at the said Court, held for the said County of Northumberland, the 15th Day of February, 1745, several other Justices, to wit, John Waughop, Matthew Zuil, Richard Hull, and Argyl Taylor, did likewise refuse to receive and certify the said Proposition, unless the Persons presenting the same, would suffer the Names of the Subscribers who were absent, to be erased, urging for their Reason, that the Subscription to the said Proposition might be illegally obtained; and had come to a Resolution thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

Resolved, That the said John Waughop, Matthew Zuil, Richard Hull, and Argil Taylor, in refusing to receive and certify the said Proposition, have likewise acted illegally, arbitrarily, and contrary to the Rights of the People.

Ordered, That the said John Waughop, Matthew Zuil, Richard Hull, and Argil Taylor, be sent for, in Custody of the Serjeant at Arms, to answer for their Misdemeanors.

A Bill, *For amending an Act, intituled, An Act, for Encouragement of building Water-Mills*, was read the Second Time; and committed to Mr Beverley, Mr Ludwell, Mr Corbin, Mr Washington, and Mr Cunningham.

A Bill, *To restrain the unreasonable cutting down Wood-Lands on Glebes*, was read the Second Time; and committed to Mr Ludwell, Mr Carter, and Mr Richard Randolph.

Mr Carter, according to Order, presented to the House a Bill, *For the Encouragement of the Manufacture of Salt Petre*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had, according to Order, prepared a Bill, *For the more effectual Clearing Rivers and Creeks; and for other Purposes therein mentioned*:

Also

Also a Bill, *For Dividing the County of Brunfwick, and the Parish of Saint Andrew; and for other Purposes therein mentioned:* And the same were received, and severally read the First Time; and Ordered to be read a Second Time.

Mr *Eyre*, according to Order, presented to the House a Bill, *To enable the Vestry of the Parish of Hunger's in the County of Northampton, to sell Eighty Seven Acres of Land, appropriated for a Glebe; and for other Purposes therein mentioned:* And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, a Proposition from the County of *Fairfax*, to them referred; and had come to a Resolution thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

Resolved, That the Proposition from the County of *Fairfax*, for altering the County Courts, and establishing Quarterly Courts; and obliging the Justices to go through the Docket, under a Penalty; be rejected.

Mr *Carter* further reported, That the Committee had also had under their Consideration, the Petition from the Inhabitants of the County of *Frederick*, directed to the Governor, Council, and Burgeffes, and referred to this Committee; setting forth the many Hardships they undergo, by having their Stocks taken away, and other Mischiefs frequently committed, by the *Indians*; and praying such Relief as shall be thought reasonable; and had come to a Resolution thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

Resolved, That the Petitioners ought to be redressed; and that his Honour the Governor is sufficiently impowered to relieve them.

Ordered, That Leave be given to bring in a Bill, *To regulate the Proceedings of the County Courts:* And that Mr *Colville*, Mr *Bland*, Mr *Power*, and Mr *Ludwell*, prepare and bring in the same.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Tuesday, March 18, 1745.

A N Ingrossed Bill, *To make it Felony to steal Bonds, Notes, or other Securities, for the Payment of Money, or Tobacco*, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Bland* carry the Bill to the Council; for their Concurrence.

Mr *Bland*, according to Order, presented to the House a Bill, *For establishing the Towns of Petersburg, and Blandford, in the County of Prince George; and for preventing the building Wooden Chimnies in the said Towns:* And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr *Carter*, from the Committee of Propositions and Grievances, to whom the Bill, *For preventing the building Wooden Chimnies in the Town of Port-Royal, and pulling down such as are already built therein; and to restrain Hogs and Sheep from going at large in New-Town, in the County of Princess-Anne*, was committed, reported the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

The House proceeded to the Consideration of the Amendments, made by the Council, to the Bill, intituled, *An Act, for uniting the Parishes of Christ's-Church, and St. Mary's, White-Chapel; for Dissolving the Vestries of the Parishes of St. Margaret, and Newport;*
and

and for Confirming the Vestries of the Parishes of St. Anne, and Truro; and the same were read, and Part thereof agreed to by the House.

Ordered, That Mr Conway carry the Bill to the Council, and acquaint them, that this House have agreed to One of the Amendments by them made to the said Bill, and disagreed to the others; and that they desire they will pass the Bill with the Amendments agreed to.

A Claim of Sarah Fitzhugh, for the Ferriage of Criminals over James River, was presented to the House, and received: And the Question being put, That the said Claim be referred to the Committee of Claims for Allowance?

It passed in the Negative.

Resolved, That the said Claim be rejected.

A Bill, *To regulate Attorneys practising in the County Courts*, was read the Second Time; and committed to Mr Benjamin Waller, Mr Bland, Mr Douglas, Mr Power, and Mr Beverley.

The House, according to Order, resolved itself into a Committee of the whole House, upon the Bill, *For reducing the Laws made for laying a Duty upon Liquors, into one Act of Assembly*: And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Conway reported, That the Committee had made some Progress in the Bill; and had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, upon the said Bill, on Thursday next.

A Bill, *To amend the Act for giving a Reward for killing Wolves in the County of Frederick, to be levied on the Inhabitants of the said County, by the Court; and for altering several Court Days*, was read the Second Time: And committed to Mr Benjamin Waller, Mr Beverley, and Mr Campbell.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, to whom it is referred to prepare and bring in a Bill, *for altering the Day for holding Court in Nansemond County*, That they have Power to receive a Clause or Clauses, for altering the Court Days of Isle of Wight, Princess Anne, Norfolk, King William, Albemarle, and Augusta Counties.

A Bill, *For explaining an Act, for amending the Act, intituled, An Act, for Settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging thereupon*, was read the Second Time: And committed to Mr Richard Randolph, Mr Benjamin Waller, Mr Carter, Mr Power, and Mr Cobbs.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday, March 19, 1745.

THE House being informed, that Mr Peter Presly, a Member of this House, attended at the Door in Custody; That he was sensible of his Error, and sorry for his Offence; and desir'd to be discharg'd, paying Fees.

Ordered, That the said Mr Presly be discharg'd out of Custody, paying Fees; and that he be called in, and reprimanded in his Place: And he was called in accordingly; and Mr Speaker spoke as follows:

Mr Presly,

This House have come to a Resolution, that you have acted illegally, arbitrarily, and contrary to the Rights of the People, in refusing to certify a certain Proposition duly offered you; but as they are informed you are sensible of your Error, and sorry for your Offence, they have commanded me only to reprimand you, and I do reprimand you accordingly.

A Message from the Council by Mr Walthoe:

That they adhere to their Amendments to the Bill, *For uniting the Parishes of Christ's-Church, and St. Mary's, White-Chapel; for Dissolving the Vestries of the Parishes* of

of *St. Margaret, and Newport; and for Confirming the Vestries of the Parishes of St. Anne, and Truro*; which were disagreed to by this House.

Ordered, That the Thanks of the House be given to the Rev. Mr *William Robinson*, for his excellent Sermon preached before this House on *Sunday* last; and that Mr *Carter* acquaint him therewith.

A Petition of *William Clifton*, was presented to the House, and read; praying that a Ferry may be appointed from his Land, on the *South Side of Patomack*, to the Land in Possession of *Thomas Wallis*, on *Swan-Creek*, in *Prince George County*, in *Maryland*.

Ordered, That it be an Instruction to the Committee, to whom it is referred to prepare and bring in a Bill, *For appointing several new Ferries*, that they have Power to receive a Clause or Clauses, for appointing a Ferry at that Place.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers other Petitions, and Propositions, from several Counties, to them referred; and had come to several Resolutions thereupon: 47 Which he read in his Place, and then delivered in at the Table; where the same were again read; and the First Resolution being read a Second Time, was agreed to by the House, as follows:

Resolved, That the Petition of the Inhabitants of *Albemarle County*, to be re-paid their proportionable Part of the Expence of the Public Buildings in *Goochland County*, before the Division thereof; be referred to the next Session of Assembly.

Ordered, That the further Consideration of the said Report, be adjourned 'til Tomorrow.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration, Two Petitions, to them re-committed; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

On Consideration of the Petition of *Richard Bland*;

Resolved, That he ought to be allowed Ten Pounds Current Money, to the Tenth Day of *March*, 1745; and that the said Petition ought to be referred, for further Consideration, to the next Session of Assembly.

On Consideration of the Petition of the Justices of *Northampton County*;

Resolved, That they ought to be allowed Five Pounds Current Money, to the Tenth Day of *March*, 1745; and that the said Petition ought to be referred, for further Consideration, to the next Session of Assembly.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances in the Book of Claims, pursuant to the said Resolutions.

The House proceeded to the Consideration of the Amendments to the Bill, *For preventing the building of Wooden Chimnies in the Town of Port-Royal, and pulling down such as are already built therein; and to restrain Hogs and Sheep from going at large in Newton, in the County of Princess-Anne*: And the same were read, and agreed to by the House.

Upon a Motion made,

Ordered, That the said Bill be re-committed.

Mr *Benjamin Waller*, from the Committee to whom the Bill, *To amend the Act, concerning Waifs and Strays*, was committed, reported the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

A Bill, *For continuing an Act*, intituled, *An Act for Inspecting, Weighing, and Stamping all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation*: And to amend the Act, intituled, *An Act for ascertaining the Gauge of Barrels for Pork, Beef, Tar and Pitch*, was read the Second Time: And committed to Mr *Walke*, Mr *Elligood*, the Members for *Norfolk County*, and Mr *Hutchins*.

A Bill, *For the more equal Distribution of the Estates of Persons dying insolvent*, was read the Second Time: And committed to M^r Benjamin Waller, M^r Bland, M^r Beverley, and M^r Power.

A Message from the Council, by M^r Walthoe:

That they have made some Amendments to the Bill, intituled, *An Act to ascertain what Number of Vestrymen may hold a Vestry, or make an Order*: To which they desire the Concurrence of this House.

Ordered, That M^r Garnet be added to the Committee for Courts of Justice.

Ordered, That M^r Presly be added to the Committee of Propositions and Grievances.

M^r Ludwell, from the Committee to whom the Bill, *To restrain the unreasonable cutting down Wood-lands on Glebes*, was committed, reported the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House; and he read the Report in his Place; and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

A Bill, *To oblige the Inspectors to prize Transfer Tobacco to Nine Hundred and Fifty Pounds nett*, was read a Second Time: And committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee, upon the said Bill, on Monday next.

Ordered, That M^r Wormley have Leave to be absent from the Service of this House, 'til Monday next.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, to take into their further Consideration the Governor's Speech;

Resolved, That this House will resolve itself into a Committee of the whole House, to take into their further Consideration the said Speech, on Tuesday next.

The House, according to Order, resolved itself into a Committee of the whole House, to draw up the Report upon the Bill, *For further continuing the Act*, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees*: And after some Time spent therein, M^r Speaker resumed the Chair; and M^r Conway, from the Committee, reported, That they had drawn up the said Report; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

Ordered,

That the House be Adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday, March 20, 1745.

M^r Whiting, according to Order, presented to the House a Bill, *To dock the Intail of certain Lands therein mentioned; and to vest the same in Thomas Todd, in Fee-Simple: And for settling several Slaves therein mentioned, in Lieu thereof, to the same Uses*: And the same was received, and read the First Time; and ordered to be read a Second Time.

Ordered, That it be an Instruction to the Committee to whom the Bill, *for giving a Reward for killing Wolves in the County of Frederick, to be levied on the Inhabitants of the said County, by the Court; and for altering several Court-Days*, is committed, That they have Power to receive a Clause or Clauses, for giving a Reward for killing Wolves in the County of Augusta, to be levied on the Inhabitants of the said County, by the Court.

Ordered, That M^r Braxton, to whom it is referred, to prepare and bring in a Bill, *for laying out a Town at Todd's Warehouse; and for appointing a Ferry from the said Town, over to the Land of Robert Armistead Bird*; be discharged from bringing in the same.

M^r

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had, according to Order, prepared a Bill, *For obliging the Parish of St. Martin to repay the Parish of Fredericksville, their Proportion of Ninety Four Pounds, levied on the said Parish of St. Martin, before the Division thereof:* And the same was received, and read the First Time; and Ordered to be read a Second Time.

The House proceeded to the Consideration of the Message from the Council, in Relation to their Amendments to the Bill, intituled, *An Act, for uniting the Parishes of Christ's-Church, and St. Mary's, White-Chapel; for Dissolving the Vestries of the Parishes of St. Margaret, and Newport; and for Confirming the Vestries of the Parishes of St. Anne, and Truro;* which Amendments being again read;

Resolved, That this House doth adhere to their Disagreement to the said Amendments.

Ordered, That Leave be given to bring in a Bill, *For Confirming the Vestries of the Parishes of St. Anne, and Truro; and for Dissolving the Vestries of the Parishes of St. Margaret, and Newport:* And that Mr Conway prepare and bring in the same.

A Bill, *For Dividing the County of Brunswick, and Parish of St. Andrew; and for other Purposes therein mentioned,* was read a Second Time; and committed to Mr Wall, Mr Bland, Mr Benjamin Waller, Mr Richard Randolph, Mr Ludwell, Mr Edwards, Mr Cobbs, and Mr Booker.

The House, according to Order, resumed the adjourn'd Consideration of the Report from the Committee of Propositions and Grievances, made Yesterday; and the same was read, and agreed to by the House, as follows:

Resolved, That the Petitions of sundry Inhabitants on upper Machotack, in the Counties of Westmoreland and Stafford, to have a Warehouse erected at Dishman's Landing, on the Land of Richard Bernard; be rejected.

Resolved, That the Proposition from the County of Effex, to have the Warehouses at Bowler's and Piscataway, now under one Inspection, disjoined, and made separate Inspections; be rejected.

The House proceeded to the Consideration of the Amendments to the Bill, *For further continuing the Act,* intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned:* And the same being read, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr Beverley, from the Committee of Claims, reported, That the Committee had had under their Consideration, divers Petitions, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

On Consideration of the Petition of Thomas Lorton, setting forth, That a Negroe belonging to him ran away, and committed divers Felonies, and being out-lawed, was shot; by which he was put to great Expence to have him cured; and praying relief;

Resolved, That he ought to be paid the Sum of Five Pounds Current Money, for his Expence in the Cure of the said Negroe.

On Consideration of the Petition of John Holder, Proprietor of the Public Warehouse at Hobbs's-Hole, setting forth, That he hath built a Wharf for the use of the said Warehouse, for which he hath paid Eighteen Pounds Current Money; that a great Quantity of Tobacco is annually re-landed there by the Ships; and praying Relief;

Resolved, That he ought to be allowed Six Pounds Current Money, to the Tenth Day of March, 1745; and that the said Petition be referred, for further Consideration, to the next Session of Assembly.

On Consideration of the Petition of Anne Gough, Proprietrix of the Public Warehouse at Denbigh, setting forth, That she did build a Wharf for the Use of the said Warehouse, which was entirely destroyed by the high Tide in December, 1744; that since she hath built another Wharf for the Use of the said Warehouse; and praying to be allowed for the same;

Resolved,

Resolved, That he ought to be allowed Five Pounds Current Money, to the Tenth Day of *March*, 1745; and that the said Petition be referred, for further Consideration, to the next Session of Assembly.

On Consideration of the Petition of the Justices of *Elizabeth-City* County, setting forth, That they have been at great Expence in building Wharfs for the Use of *Hampton* Warehouse, the rent of which is not sufficient to support the same; and praying Relief;

Resolved, That the said Petition ought to be referred to the Consideration of the next Session of Assembly.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances in the Book of Claims, according to the said Resolutions.

A Claim of *George Jones*, for attending as a Venire-Man on the Tryal of *John Higgins*, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill, *For reducing the Laws made, for laying a Duty upon Liquors, into One Act* of Assembly;

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

A Bill, *For the Encouragement of the Manufacture of Salt-Petre*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *For establishing the Towns of Peterburg, and Blandford, in the County of Prince George; and for preventing the building Wooden Chimnies in the said Towns*, was read the Second Time; and committed to Mr *Bland*, Mr *Eppes*, and Mr *Bolling*.

A Bill, *For the more effectual Clearing of Rivers and Creeks; and for other Purposes therein mentioned*, was read a Second Time; and committed to Mr *William Randolph*, Mr *Burwell*, Mr *Fry*, Mr *Simmons*, Mr *Cobbs*, Mr *Booker*, and Mr *Wall*.

A Bill, *To enable the Vestry of the Parish of Hunger's, in the County of Northampton, to sell Eighty Seven Acres of Land, appropriated for a Glebe; and for other Purposes therein mentioned*, was read the Second Time; and committed to Mr *Eyre*, Mr *Douglas*, and Mr *Parramore*.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, March 21, 1745.

MR. *Beverley*, from the Committee to whom the Bill, *For amending an Act, intituled, An Act, for Encouragement of building Water-Mills*, was committed, reported, That the Committee had gone through the Bill, and made several Amendments thereto, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

A Bill, *To dock the Intail of certain Lands therein mentioned; and to vest the same in Thomas Todd, in Fee-Simple: And for settling several Slaves therein mentioned, in Lieu thereof, to the same Uses*, was read the Second Time; and committed to Mr *Whiting*, Mr *Braxton*, and Mr *Willis*; to examine into the Allegations thereof, and to report the same, with their Opinion thereupon, to the House.

Ordered, That Mr *Richard Cocke* have Leave to be absent from the Service of the House, 'til Monday next.

The House, according to Order, resolved itself into a Committee of the whole House, upon the Bill, *For reducing the Laws made, for laying a Duty upon Liquors, into One Act*
of

of Assembly: And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Conway reported, That the Committee had gone through the Bill, and made several Amendments thereto; which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

Ordered, That there be a Call of the House, on Wednesday next.

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had, according to Order, prepared a Bill, *For Dividing Northumberland County, and adding Part thereof to Lancaster County:*

Also a Bill, *For giving a certain Sum of Money, therein mentioned, to Trustees, for Clearing the Fluvanna; and for appointing a Warehouse at Weltham;* and the same were received.

And the First of the said Bills was read the First Time: And the Question being put, That the Bill be read a Second Time?

It passed in the Negative.

Resolved, That the said Bill be rejected.

Then the other of the said Bills was read the First Time; and Ordered to be read a Second Time.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, March 22, 1745.

A Message from the Council, was delivered by Mr Walthoe:

Recomending a Petition of Aaron Trueheart, Robert Brain, and David Holt, Hat-makers, in Behalf of themselves and others, to the Consideration of this House.

Mr Whiting, from the Committee to whom the Bill, *To dock the Intail of certain Lands therein mentioned, and to vest the same in Thomas Todd, in Fee-Simple; and for settling several Slaves therein mentioned, in Lieu thereof, to the same Uses,* was committed, reported, That the Committee had examined into the Allegations thereof, and found them to be true; and that they had made an Amendment to the Bill: Which he read in his Place, and then delivered the Bill, with the Amendment, in at the Table; where the same was again read, and agreed to by the House.

Ordered, That the Bill, with the Amendment, be Ingrossed.

A Claim of Henry Duke, for a Negroe executed for Murder, since the beginning of the Assembly, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Mr Benjamin Waller, from the Committee to whom the Bill, *To regulate Attorneys practising in the County Courts,* was committed, reported, That the Committee had made several Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place; and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

Mr Beverley, from the Committee of Public Claims, reported, That the Committee had had under their Consideration, divers Matters to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

On Consideration of the Memorial of the Inspectors at the Public Warehouses at Gray's Creek, in Surry County, and the Schedule thereunto annexed;

Resolved,

Resolved, That all the Tobacco in the Schedule and Memorial mentioned, ought to be paid for by the Public, at the Rate of Fifteen Shillings *per* Hundred; and that the Owners of the Tobacco whose Names are not yet known, ought to make out their Claims to the same before they are paid: That the Hogfhead of Tobacco still left unfold, ought to be sold, and the Money paid to the Treasurer; and that the Inspectors of the said Warehouse ought to be paid the Sum of Eleven Pounds Eight Shillings, for their Trouble and Expences, in picking and re-prizing the said Tobacco.

On Consideration of the Memorial and Accounts of the Inspectors at *York Warehouse*;

Resolved, That the Tobacco in the said Accounts mentioned, belonging to *Edward Digges*, Gent. ought to be paid for by the Public, at the Rate of One Pound Five Shillings *per* Hundred; and all the other Tobacco in the said Accounts be paid for, at the Rate of Sixteen Shillings and Eight Pence *per* Hundred: And that the Inspectors of the said Warehouse ought to be allowed Thirty Four Pounds Ten Shillings, for their Trouble and Expences, in picking and re-prizing the said Tobacco.

On Consideration of the Petition of *Philip Ludwell*, Gent. setting forth, That he had Two Hogfheads of Tobacco drowned in *Gray's Creek Warehouse*, by the high Tide in the Year 1744; and praying that his said Loss might be re-paid;

Resolved, That the Allegations of the said Petition are true; and that the same is sufficiently provided for in the Report about the Losses of *Gray's Creek Warehouse*.

53 *Ordered*, That Leave be given to bring in a Bill, to enable the Treasurer to pay for the said Tobacco, according to the said Resolutions; and that the Committee of Claims do prepare and bring in the same.

Mr Fry, from the Committee to whom the Bill, *For Confirming the Grants in the Fork of Rappahannock, and on the North Side of the Dividing Line between the King, and the Proprietor of the Northern-Neck*, was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

Ordered, That *Mr Thornton* have Leave to be absent from the Service of the House.

A Petition of *John Waughop, Matthew Zuil, Richard Hull, and Argil Taylor*, was presented to the House, and read; setting forth, That they are sensible of their Error, in refusing to certify a certain Proposition, presented to them at a Court of Claims held in *Northumberland County*: That their Offence did not proceed from any sinister View or Intention in them, but altogether from an Error in their Judgment; and praying to be discharg'd out of Custody.

Ordered, That the said *John Waughop, Matthew Zuil, Richard Hull, and Argil Taylor*, be brought to the Bar of the House; and that they receive a Reprimand from the Chair: And that they then be discharged out of Custody, paying Fees.

They were accordingly brought to the Bar, and *Mr Speaker* spoke as follows:

John Waughop, Matthew Zuil, Richard Hull, and Argil Taylor; This House have Resolved, that you have acted illegally, arbitrarily, and contrary to the Rights of the People, in refusing to certify a certain Proposition, duly offered you; but in Consideration of your Submission, they have commanded me only to reprimand you; and I do reprimand you accordingly: And I am further to acquaint you, that it is their Pleasure that you be discharged out of Custody, paying Fees.

Resolved, That the Serjeant at Arms shall be allowed, for sending a Messenger to take any Person or Persons into Custody, by the *Speaker's Warrant*, Three Pence a Mile for his said Messenger's going, and Three Pence for returning; to be paid by each Person respectively so taken into Custody.

The House being informed, that the Sheriff of *Augusta* attends at the Door in Custody, to amend the Return of the Writ for electing Burgeffes to serve in this present General Assembly for the said County;

Ordered,

Ordered, That the said Sheriff do amend the same; and that he be discharged out of Custody, paying Fees.

A Petition of *William MacWilliams*, and *John Parish*, late Inspectors at *Fredericksburg* Warehouse, praying to be paid for a Hoghead of Tobacco, stolen out of the said Warehouse, was offered to the House: And the Question being put, That the said Petition be received?

Resolved in the Negative.

Ordered, That *Mr Blackburn* have Leave to be absent from the Service of the House.

Mr Conway, according to Order, presented to the House a Bill, *For Confirming the Vestries of the Parishes of St. Anne, and Truro; and for Dissolving the Vestries of the Parishes of St. Margaret, and Newport*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

A Claim of *John Moore*, for taking up a Runaway Negroe therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Mr Whiting, according to Order, presented to the House a Bill, *For docking the Intail of certain Lands in the County of Gloucester, late the Estate of John Smith, and vesting the same in Trustees, to be sold; and the Money arising therefrom, to be laid out in Slaves, to be settled to the same Uses*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

Ordered,

That the House be adjourn'd 'til Monday Morning Eleven o'Clock.

Monday, March 24, 1745.

MR. *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had, according to Order, prepared a Bill, *For altering several Court-Days*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

Mr Colville reported, That the Committee appointed, had, according to Order, prepared a Bill, *To regulate the Proceedings of the County Courts*: And the same was received, and read the First Time; and the Question being put, That the Bill be read a Second Time?

It passed in the Negative.

Resolved, That the Bill be rejected.

Mr Bland, from the Committee to whom the Bill, *For establishing the Towns of Petersburg, and Blandford, in the County of Prince George; and for preventing the building Wooden Chimnies in the said Towns*, was committed, reported, That the Committee had made an Amendment thereto, which they had directed him to report to the House; and he read the Report in his Place; and then delivered the Bill, with the Amendment, in at the Table, where the same was read, and agreed to by the House.

Ordered, That the Bill, with the Amendment, be Ingrossed.

The House proceeded to the Consideration of the Petition of *Aaron Trueheart*, *Robert Brain*, and *David Holt*, Hat-makers, recommended by the Council; and the same being read;

Ordered, That the Consideration of the said Petition, be referred to the Committee of Trade; that they examine the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

A Bill, *For continuing the Act*, intituled, *An Act, for laying a Duty upon Slaves, to be paid by the Buyers*, was read the Second Time.

Ordered, That the Bill be Ingrossed.

The

The House proceeded to the Consideration of the Amendments to the Bill, *To amend the Act, concerning Waifs and Strays*; and the same were read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Bill, *For docking the Intail of certain Lands in the County of Gloucester, late the Estate of John Smith, and vesting the same in Trustees, to be sold; and the Money arising therefrom, to be laid out in Slaves, to be settled to the same Uses*, was read the Second Time.

⁵⁵ *Ordered*, That the Bill be committed to Mr *Whiting*, Mr *Benjamin Waller*, Mr *Willis*, and Mr *William Waller*: And that they examine into the Allegations thereof; and report the same, with their Opinion thereupon, to the House.

The House proceeded to the Consideration of the Amendments to the Bill, *To restrain the unreasonable cutting down Wood-Lands on Glebes*: And the same being read, were disagreed to by the House.

Then the Question was put, That the Bill be Ingrossed?

It passed in the Negative.

Resolved, That the Bill be rejected.

A Petition of *Lawrence Washington*, a Member of this House, in Behalf of himself and others, Proprietors of the *Accokeek* Iron Works, was presented to the House, and read; setting forth, That the Vestry of the Parish of *Over-wharton*, in the County of *Stafford*, without previous Notice, have agreed to give One Hundred and Fifty Three Thousand Pounds of Tobacco for a new Brick Church, notwithstanding there is at present a very good Church at the same Place, which might be repaired at a moderate Expence: That they conceive, as the said Iron-Works lie in the Parish aforesaid, and employ many Tithables in carrying on the same, they will labour under great Hardships thereby; and praying such Relief as to this House shall seem meet.

Ordered, That the Consideration of the said Petition be referred to the Committee of Propositions and Grievances; That they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That the Thanks of the House be given to the Rev. Mr *Chicheley Thacker*, for his excellent Sermon, preached Yesterday before this House: And that Mr *Benjamin Waller* acquaint him therewith.

A Claim of *Lawrence House*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, to ascertain what Number of Vestrymen may hold a Vestry, or make an Order*: And the same were read, and disagreed to by the House.

Ordered, That a Message be sent to the Council, to acquaint them, That this House cannot agree to the Amendments by them proposed to the said Bill; and that they desire they will pass the Bill without the Amendments: And that Mr *William Waller* do go up with the said Message.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill, *To oblige the Inspectors to prize Transfer Tobacco to Nine Hundred and Fifty Pounds Nett*;

Resolved, That this House will resolve itself into a Committee of the whole House upon the said Bill, To-morrow.

An Ingrossed Bill, *For the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned*, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Whiting* do carry the Bill to the Council; for their Concurrence.

An

An Ingrossed Bill, *For docking the Intail of certain Lands therein mentioned; and to vest the same in Thomas Todd, in Fee-Simple: And for settling several Slaves therein mentioned, in Lieu thereof, to the same Uses*, was read the Third Time. 56

Resolved, That the Bill do pass.

Ordered, That Mr *Whiting* do carry the said Bill to the Council; and desire their Concurrence.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Tuesday, March 25, 1746.

AN Account of the Inspectors at the *College Warehouse*, for the Loss of Two Hundred Pounds of Tobacco out of Two Hogheads, damaged at that Warehouse, by the high Tide; and for overhaling and re-packing the same; was presented to the House, and received.

Ordered, That the Consideration of the said Account, be referred to the Committee of Claims; that they examine into the Matter thereof; and report the same, with their Opinion thereupon, to the House.

A Petition of *Abraham Venable* was offered to the House; setting forth, That he was elected to serve as a Burgess for the County of *Louisa*; that on the Petition of *Robert Lewis*, Gent. complaining, that he was not duly Elected, it was ordered, That Depositions should be taken before several Commissioners in the said County: That he obtained Leave to be absent from the House to attend the taking those Depositions; and praying to be paid his Wages during the Time he was absent: And the Question being put, That the said Petition be received?

Resolved in the Negative.

Mr *Benjamin Waller* reported from the Committee to whom the Bill, *To amend the Act, for giving a Reward for killing Wolves in the County of Frederick, to be levied on the Inhabitants of the said County, by the Court; and for altering several Court Days*, was committed, That the Committee had made several Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to, with an Amendment.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Whiting*, from the Committee to whom the Bill, *For docking the Intail of certain Lands in the County of Gloucester, late the Estate of John Smith, and vesting the same in Trustees, to be sold; and the Money arising therefrom, to be laid out in Slaves, to be settled to the same Uses*, was committed, reported, That the Committee had examined into the Allegations thereof, and found them to be true; and that they had made several Amendments to the Bill: Which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Eyre*, from the Committee to whom the Bill, *To enable the Vestry of the Parish of Hunger's, in the County of Northampton, to sell Eighty Seven Acres of Land, appropriated for a Glebe; and for other Purposes therein mentioned*, was committed, reported, That the Committee had made several Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to 57
by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had made a further Amendment to the Bill, *For preventing the building*
Wooden

Wooden Chimnies in the Town of Port-Royal, and pulling down such as are already built therein; and to restrain Hogs and Sheep from going at Large in New-Town, in the County of Princess-Anne, to them re-committed, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendment, in at the Table; where the same was again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr Carter also from the said Committee reported, That the Committee had, according to Order, prepared a Bill, *To oblige the Justices of Hanover and King William Counties, to repair and maintain a Bridge over Pamunkey River, at Newcastle:* And the same was received, and read the First Time; and ordered to be read a Second Time.

Mr Richard Randolph, from the Committee to whom the Bill, *For explaining an Act, For amending the Act, intituled, An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging thereupon,* was committed, reported, That the Committee had made an Amendment to the Bill, which they had directed him to report to the House; and he read the report in his Place; and then delivered the Bill, with the Amendment, in at the Table, where the same being read, was agreed to by the House.

Ordered, That the Bill, as amended, be Ingrossed.

Mr Wall, from the Committee to whom the Bill, *For Dividing the County of Brunswick, and Parish of St. Andrew; and other Purposes therein mentioned,* was committed, reported the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were read, and Part thereof agreed to by the House, and an Amendment made to the Bill at the Table.

Ordered, That the Bill, with the Amendments agreed to, be Ingrossed.

A Message from the Council, by Mr Walthoe:

That they insist on the Amendments by them made to the Bill, *To ascertain what Number of Vestrymen may hold a Vestry, or make an Order.*

Ordered, That Mr Presly have Leave to be absent from the Service of this House, for the Recovery of his Health.

Mr Walke, from the Committee to whom the Bill, *For continuing an Act, intituled, An Act, for Inspecting, Weighing, and Stamping, all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation:* And to amend the Act, intituled, *An Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch,* was committed, reported the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

The House, according to Order, resolved itself into a Committee upon the Bill, *To oblige the Inspectors to prize Transfer Tobacco to Nine Hundred and Fifty Pounds Nett:* And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Conway reported, That the Committee had made some Progress in the Bill; and that they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, to take into their further Consideration the Governor's Speech;

Resolved, That this House will resolve itself into a Committee, to take into their further Consideration the said Speech, on Monday next.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, March 26, 1746.

A Petition of the Ordinary-keepers of the City of *Williamsburg*, was presented to the House, and read; setting forth, That by a Provifo in an Act of Assembly, *For better regulating of Ordinary-keepers, and Retailers of strong Liquors; and to prevent their giving Credit; and to disable them to maintain any Action, or to recover any Money, Tobacco, or other Commodity, for such Liquors sold on Credit,* it is Provided, That that Act shall not extend to the Ordinary-keepers in the City of *Williamsburg* giving Credit to any Person whatsoever, in the Time of the General Court, or Assembly: That they are at other Times under a Necessity of giving Credit to many Persons; and praying to be exempted out of the said Act of Assembly: And the Question being put, That the Petition be referred to a Committee?

It passed in the Negative.

Resolved, That the said Petition be rejected.

An Ingrossed Bill, *For the Encouragement of the Manufacture of Salt-Petre*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* carry the Bill to the Council; for their Concurrence.

Mr *Braxton*, from the Committee of Trade, reported, That the Committee had had under their Consideration, the Petition of *Aaron Trueheart*, and others, Hat-makers, to them referred; praying that the Exportation of Beaver Furr to the *Northern Colonies*, may be prevented; and had agreed upon a Report: Which he read in his Place, and then delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

Resolved, That the Act of Assembly, made in the twelfth Year of his present Majesty's Reign, intituled, *An Act, for Licensing Pedlars; and for preventing Frauds in the Duties upon Skins and Furrs*, ought to be explained and amended.

Ordered, That the Committee of Trade prepare and bring in a Bill, pursuant to the said Resolution.

Ordered, That Leave be given to bring in a Bill, for the Revival of the Laws: And that Mr *Beverley*, Mr *Bland*, Mr *Benjamin Waller*, Mr *William Waller*, Mr *Power*, and Mr *Douglas*, do prepare and bring in the same.

An Ingrossed Bill, *For docking the Intail of certain Lands in the County of Gloucester, late the Estate of John Smith, and vesting the same in Trustees, to be sold; and the Money arising therefrom, to be laid out in Slaves, to be settled to the same Uses*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Whiting* do carry the Bill to the Council; for their Concurrence.

An Ingrossed Bill, *For Dividing the County of Brunswick, and Parish of St. Andrew; and other Purposes therein mentioned*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* do carry the Bill to the Council; for their Concurrence.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration, an Account of the Inspectors at the *College Landing Warehouse*, in *James-City County*; and had come to a Resolution thereupon: Which he read in his Place, and then delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

Resolved, That the Tobacco in the said Account mentioned, ought to be paid for by the Public, at the Rate of Fifteen Shillings *per* Hundred; and that the Inspectors at the said Warehouse, ought to be allowed Ten Shillings, for picking and prizing the said Tobacco.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, according to the said Resolutions.

Mr

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers other Petitions, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, as follows:

Resolved, That it is the Opinion of this Committee, That the Petition of *John Kendall* and others, from *Northampton* County, to prevent Dogs running at large; be rejected.

On Consideration of the Petition of *Lawrence Washington*, a Member of this House, on Behalf of himself and others, Proprietors of the *Accakeek* Iron-Works, setting forth, That the Vestry of the Parish of *Overwharton*, in the County of *Stafford*, without previous Notice, have agreed to give One Hundred and Fifty Three Thousand Pounds of Tobacco, for a new Brick Church, notwithstanding there is at present a very good Church at the same Place, which might be repaired at a moderate Expence; That they conceive, that as the said Iron-Works lie in the Parish aforesaid, and employ many Tithables in carrying on the same, they will labour under great Hardships thereby, and praying such Relief as to this House shall seem meet; That it appears to this Committee, that in *August 1744*, publick Notice was given for Workmen to come in at the laying the Parish Levy, in *October* following, to undertake to repair the old Church, or build a new one; That at a Meeting of the Vestry at the said Time, one *Anthony Murray* did attend, and no other Person; That they levied Ten Thousand Pounds of Tobacco, to be lodged in the Hands of the Churchwardens, until there was a fuller Vestry to determine whether they should repair the old Church or build a new one; The Vestry then present being unanimously of Opinion, that the old Church was not worth repairing, and no further Proceedings were had at that Time; That sometime in *September 1745*, publick Notice was given in the said Parish, that the Vestry was to meet sometime in *October*, to lay the Parish Levy, and agree with Workmen; and at the Instigation of several of the Vestry, that were obliged to attend the General Court, it was altered to the 28th of *September*, and publick Notice given accordingly; That at the Time appointed for a Meeting of the said Vestry, there were present besides the Minister, *John Mercer*, *Mott Doniphan*, *John Wheeler*, *James Whithers*, *William Harrison*, *James Waugh*, *Henry Tyler*, *James Scott*, and *William Mountjoy*; and that they then proceeded to agree with one *William Walker*, an Undertaker to build a new brick Church, Sixty Feet Square in the Clear, for One Hundred and Fifty Three Thousand Nine Hundred and Twenty Pounds of Transfer Tobacco, to be paid at four Payments.

Resolved, That it is the Opinion of this Committee, that the said Quantity of one Hundred and Fifty Three Thousand Nine Hundred and Twenty Pounds of Transfer Tobacco, agreed by the Vestry to be paid to the said *Walker*, in the Manner aforesaid, for building and compleatly finishing the said Church, is no more than the value thereof.

Resolved, That it is the Opinion of this Committee, that the said Petition be rejected. Then the Question being severally put, that the said Resolutions be agreed to;

Resolved in the Affirmative.

Ordered, That the Call of the House be put off.

The House proceeded to the Consideration of the Amendments to the Bill for reducing the Laws made for laying a Duty on Liquors into one Act of Assembly, and the same were read, and Part thereof agreed to, with some Amendments.

Ordered, That the Bill, with the Amendments agreed to, be Ingrossed.

A Motion being made, That Leave be given to bring in a Bill, to oblige the Counties of *Caroline* and *Louisa*, to contribute with the Counties of *King William* and *Hanover*, in bearing the Charge of Clearing *Pamunkey* River: And the Question being put thereupon?

It passed in the Negative.

Resolved, That the Motion be rejected.

Ordered, That it be an Instruction to the Committee of the whole House, to whom the Bill, To oblige the Inspectors to prize Transfer Tobacco to Nine Hundred and Fifty Pounds
 Nett,

Nett, is committed, That they have Power to receive a Clause for raising the Warehouses at Gray's Creek, and making new Floors therein, pursuant to the Resolution for that Purpose.

The House, according to Order, resolved itself into a Committee of the whole House, upon the Bill, *To oblige the Inspectors to prize Transfer Tobacco to Nine Hundred and Fifty Pounds Nett*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported, That the Committee had gone through the Bill, and had made several Amendments thereto; and had directed him to move for Leave to sit again, to draw up the Report.

Resolved, That this House will resolve itself into a Committee of the whole House, to draw up the said Report, To-morrow.

Upon a Motion made,

Ordered, That it be an Instruction to the Committee of Claims, to levy on *Edmund Allen*, and *Robert Pitt*, Justices of the Peace for *Accomack* County, in the Book of Claims, the Sum that shall appear to them to be paid by the Inspectors at the Warehouse at *Pitt's* Landing, in Discharge of a Judgment they respectively obtained against them, for trying the Weights of the said Warehouse.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had, according to Order, prepared a Bill, *To amend an Act*, intituled, *An Act, Declaring what shall be a sufficient Seating, Planting, Cultivating, and Improving of Lands, already granted, or hereafter to be taken up, and patented*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday, March 26 [27], 1746.

Ordered,

THAT Mr *Colville*, Mr *Harrison*, Mr *Hedgman*, and Mr *Waugh*, have Leave to be absent from the Service of the House.

Mr *Bland*, from the Committee to whom the Bill, *For the more effectual Distribution of the Estates of Persons dying Insolvent*, was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

An Ingrossed Bill, *For explaining an Act, for amending the Act*, intituled, *An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging thereupon*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Richard Randolph* do carry the Bill to the Council; for their Concurrence.

An Ingrossed Bill, *For continuing the Act*, intituled, *An Act, for laying a Duty upon Slaves, to be paid by the Buyers*, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Braxton* do carry the Bill to the Council; and desire their Concurrence.

An Ingrossed Bill, *To amend the Act, for giving a Reward for killing Wolves in the County of Frederick, to be levied on the Inhabitants of the said County, by the Court; and for altering several Court-Days; and to collect a Tax already laid on the Inhabitants of Augusta County*, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered,

Ordered, That Mr *Burwell* carry the Bill to the Council; and desire their Concurrence.

An Ingrossed Bill, *To vest Eighty Seven Acres of Land, appropriated for a Glebe, in the Parish of Hunger's, in the County of Northampton, in Trustees, to be Sold; and for other Purposes therein mentioned*, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Eyre* do carry the Bill to the Council; for their Concurrence.

An Ingrossed Bill, *For establishing the Towns of Petersburg, and Blandford, in the County of Prince George; and for preventing the building Wooden Chimnies in the said Towns*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Bland* carry the Bill to the Council; and desire their Concurrence.

An Ingrossed Bill, *For preventing the building of Wooden Chimnies in the several Towns therein mentioned, and pulling down such as already built in the said Towns; and to restrain Hogs going at large in Newtown, and Newcastle*, was read the Third Time; and the several Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Lomax* carry the Bill to the Council; and desire their Concurrence.

A Message from the Governor, was delivered by Mr *Walthoe*:

Recommending a Letter which his Honour had received from the Governor of *New York*, to the Consideration of this House.

And the Letter was read; and thereupon

Ordered, That the said Letter do lie on the Table.

The House proceeded to the Amendments to the Bill, *To regulate Attornies practising in the County Courts*: And the same were read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Message from the Council by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*, without any Amendment.

And that they have made some Amendments to the Bill, intituled, *An Act, To dock the Intail of certain Lands therein mentioned, and to vest the same in Thomas Todd, in Fee-Simple; and for settling several Slaves therein mentioned, in Lieu thereof, to the same Uses*; to which they desire the Concurrence of this House.

The House, according to Order, resolved itself into a Committee of the whole House, to draw up the Report upon the Bill, *For obliging the Inspectors to prize Transfer Tobacco to Nine Hundred and Fifty Pounds Nett*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported, That the Committee had drawn up the Report, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *William Randolph*, from the Committee to whom the Bill, *For the more effectual Clearing of Rivers and Creeks; and for other Purposes therein mentioned*, was committed, reported, That the Committee had made several Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place; and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

A Bill, *For Confirming the Vestries of the Parishes of St. Anne, and Truro; and for Dissolving the Vestries of the Parishes of St. Margaret, and Newport*, was read the Second Time.

Ordered, That the Bill be Ingrossed.

Ordered, That the Chaplain attend to read Prayers every Morning at Nine o'Clock.

Ordered,

That the House be adjourn'd 'til Monday Morning Ten o'Clock.

Monday,

Monday, March 31, 1746.

A Bill, *For obliging the Parish of St. Martin to repay to the Parish of Fredericksville, their Proportion of Ninety Four Pounds, levied on the said Parish of St. Martin, before the Division thereof,* was read the Second Time; and an Amendment made to the Bill.

Ordered, That the Bill be Ingrossed.

A Bill, *For altering several Court-Days,* was read the Second Time; and several Amendments were made to the Bill, and several Blanks therein filled up.

Ordered, That the Bill be Ingrossed.

A Bill, *For giving a certain Sum of Money, therein mentioned, to Trustees, for clearing the Fluvanna: and for appointing a Warehouse at Westham,* was read the Second Time; and committed to Mr Carter, Mr Baylor, and Mr Richard Randolph.

An Ingrossed Bill, *For reducing the Laws made for laying a Duty upon Liquors, into one Act of Assembly,* was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Beverley Randolph carry the Bill to the Council; and desire their Concurrence.

An Ingrossed Bill, *Concerning Strays, Waifs, Boats, or other Vessels adrift,* was read the Third Time; and a Blank in the Bill filled up: And the Question being put, That the said Bill do pass?

It passed in the Negative.

Resolved, That the Bill be rejected.

The House proceeded to the Consideration of the Amendments, proposed by the Council, to the Bill, *For docking the Intail of certain Lands therein mentioned; and to vest the same in Thomas Todd, in Fee-Simple: And for settling several Slaves therein mentioned, in Lieu thereof, to the same Uses:* And the same were read, and agreed to by the House.

Ordered, That Mr Whiting do carry the Bill to the Council, and acquaint them, that this House have agreed to the Amendments by them proposed to the said Bill.

An Ingrossed Bill, *For further amending the Act, intituled, An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in his Majesty's Customs, into One Act of Assembly,* was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Carter do carry the Bill to the Council; and desire their Concurrence.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, to take into their further Consideration the Governor's Speech;

Resolved, That this House will resolve itself into a Committee, to take into their further Consideration the said Speech, To-morrow.

An Ingrossed Bill, *For Confirming the Vestries of the Parishes of St. Anne, and Truro; and for Dissolving the Vestries of the Parishes of St. Margaret, and Newport,* was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Conway do carry the Bill to the Council; and desire their Concurrence.

The House proceeded to the Consideration of the Amendments to the Bill, *For amending an Act, intituled, An Act, for Encouragement of building Water-Mills:* And the same being read, the Bill was recommitted.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday,

Tuesday, April 1, 1746.

THE Treafurer laid his Accounts before the Houfe.

Ordered, That the faid Accounts do lie on the Table, for the Perufal of the Members.

Upon a Motion made,

Ordered, That the Money remaining in the Hands of the Truftees appointed to provide Fire-wood, Candles, Provisions and Quarters, for the Soldiers bound to *Cape Breton*, after they have complied with the Order of this Houfe, be applied toward the Difcharge of the Doctors Accounts who attended the fick Soldiers.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had examined and confidered all the Public Claims, which had been laid before them this Seffion; and had agreed upon a Report; which he had entered in a Book: And he delivered the Book in at the Table.

Ordered, That the faid Report do lie on the Table, for the Perufal of the Members.

The Houfe proceeded to take into their Confideration the Amendments to the Bill, *For the more effectual Clearing of Rivers and Creeks; and for other Purpofes therein mentioned*: And the fame being read, the Bill was re-committed to the Committee to whom it was committed, and to Mr *Carter*, Mr *Richard Randolph*, and Mr *Bland*.

Mr *Corbin*, from the Committee, to whom the Bill, *To enable George Elkridge to fell Part of a Tract of Land, not exceeding Three Hundred and Fifty Acres, to raife Money for the Payment of his proportionable Part of the Debts of his Grandfather*, was committed, reported, That the Committee had examined into the Allegations thereof, and found them to be true: And had made feveral Amendments to the Bill; which he read in his Place; and then delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to, by the Houfe.

Ordered, That the Bill, with the Amendments, be Ingroffed.

A Meffage from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act for docking the Intail of certain Lands in the County of Gloucester, late the Eftate of John Smith, and vefting the fame in Truftees, to be fold; and the Money arifing therefrom, to be laid out in Slaves, to be fettled to the fame Ufes*:

Alfo to the Bill, intituled, *An Act for Dividing the County of Brunfwick, and Parifh of St. Andrew; and other Purpofes therein mentioned*; without any Amendments.

And that they have made fome Amendments to the Bill, intituled, *An Act, for the Encouragement of the Manufacture of Salt-Petre*; to which they defire the Concurrence of this Houfe.

The Houfe proceeded to the Confideration of the Amendments to the Bill, *For the more equal Diftribution of the Eftates of Persons dying infolvent*; and the fame being read, Part thereof was agreed to by the Houfe: And the Queftion being put, That the Bill, with the Amendments, be Ingroffed?

It paffed in the Negative.

Resolved, That the Bill be rejected.

An Ingroffed Bill, *For obliging the Parifh of St. Martin to repay to the Parifh of Fredericksville, their Proportion of Ninety Four Pounds, levied on the faid Parifh of St. Martin, before the Divifion thereof*, was read the Third Time.

Resolved, That the Bill do pafs.

Ordered, That Mr *Barret* do carry the Bill to the Council; for their Concurrence.

A Meffage from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act for reducing the Laws made for laying a Duty upon Liquors, into one Act of Affembly*, without any Amendment.

And that they have made an Amendment to the Bill, intituled, *An Act, to veft Eighty Seven Acres of Land, appropriated for a Glebe, in the Parifh of Hunger's, in the County*

County of Northampton, in Trustees, to be Sold; and for other Purposes therein mentioned; to which they desire the Concurrence of this House.

And the House took the said Amendment into their immediate Consideration; and the same was read, and agreed to by the House.

Ordered, That Mr *Eyre* do go up with a Message to the Council; and acquaint them, that this House have agreed to the Amendment by them proposed to the said Bill.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, to take into their further Consideration the Governor's Speech;

Ordered, That the Letter, recommended by his Honour the Governor to the Consideration of this House, be referred to the said Committee.

Then the House resolved itself into the said Committee: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway*, from the Committee, reported, That they had had under their further Consideration the Governor's Speech, and gone through the same; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and, with an Amendment, agreed to by the House, as follows:

Resolved, That the Act, intituled, *An Act, for establishing the General Court, and for regulating and settling the Proceedings therein*, ought to be amended.

Resolved, That a Sum of Money, not exceeding Two Hundred Pounds, be paid by the Treasurer, out of the Public Money in his Hands, to the Honourable *William Gooch*, Esq; to be by him remitted to such Persons as he shall think proper, and to be by them presented, in the Name of this Colony, to the *Six Nations of Indians*.

Ordered, That the Committee for Courts of Justice do prepare and bring in a Bill, pursuant to the Resolution for amending the Act, intituled, *An Act, for establishing the General Court; and for regulating and settling the Proceedings therein*.

Ordered, That Mr *Ludwell* do carry the *Resolve* up to the Council, for the Treasurer's paying Two Hundred Pounds, out of the Public Money in his Hands, to the Honourable *William Gooch*, Esq; to be by him remitted to such Persons as he shall think proper; and to be by them presented, in the Name of this Colony, to the *Six Nations of Indians*; and desire their Concurrence thereto.

A Petition of *Jethro Sumner* was offered to the House, setting forth, That the Feoffees of the Town of *Suffolk*, had not paid him the whole Money directed to be paid, by an Act of Assembly, in Consideration of his Wife's relinquishing her Right to the Land on which the said Town stands; and praying that this House will order the remaining Part to be paid, in such Manner as to them shall seem convenient: And the Question being put, That the Petition be received?

Resolved in the Negative.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Ten o'Clock.

Wednesday, April 2, 1746.

AN Ingrossed Bill, *To regulate Attornies practising in the County Courts*, was read the Third Time; and several Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Benjamin Waller* do carry the Bill to the Council; for their Concurrence.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had, according to Order, prepared a Bill, *For making Reparation for the Tobacco, lately damaged and lost in Gray's Greek and York Warehouses*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

An

An Ingrossed Bill, *To enable George Elkridge to sell Part of a Tract of Land, not exceeding Three Hundred and Fifty Acres, to raise Money for the Payment of his proportionable Part of the Debts of his Grandfather*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Corbin do carry the Bill to the Council; for their Concurrence.

Ordered, That the Treasurer's Accounts be referred to Mr Carter, Mr Richard Randolph, Mr Braxton, Mr Secretary Nelson, and Mr Beverley Randolph: And that they do examine the several Articles thereof; and report the Ballance, as it shall appear to them, to the House.

A Message from the Council by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, for Confirming the Vestries of the Parishes of St. Anne, and Truro; and for Dissolving the Vestries of the Parishes of St. Margaret, and Newport*:

Also to the Bill, intituled, *An Act, to amend the Act, for giving a Reward for killing Wolves in the County of Frederick, to be levied on the Inhabitants of the said County, by the Court; and for altering several Court-Days; and to collect a Tax already laid on the Inhabitants of Augusta County*:

Also to the Bill, intituled, *An Act, for continuing the Act, for laying a Duty upon Slaves, to be paid by the Buyers, without any Amendments*.

Mr Beverley reported, That the Committee appointed had, according to Order, prepared a Bill, *For the Revival of the Laws*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

Mr Power, according to Order, presented to the House a Bill, *For appointing Commissioners for stating, taking, hearing, and determining the Claims and Demands of John Wilson, John Murdock, Archibald Buchanan, Andrew Cockran, and James Donald, Merchants, not exceeding the Sum of Five Pounds, against their Debtors, whose Accounts were burnt in the Storehouse of the said Merchants*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

The House proceeded to the Consideration of the Amendments of the Bill, *For continuing an Act, for Inspecting, Weighing, and Stamping, all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation*: And to amend the Act, intituled, *An Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch*: And the same being read, were agreed to, with an Amendment.

Ordered, That the Bill be re-committed to the Committee of Trade.

Ordered, That Mr Reddick have Leave to be absent from the Service of the House.

Mr Whiting, from the Committee for Courts of Justice, reported, That the Committee had, according to Order, prepared a Bill, *To amend the Act, for establishing the General Court; and for regulating and settling the Proceedings therein*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

An Ingrossed Bill, *For altering several Court-Days*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Fry do carry the Bill to the Council; for their Concurrence.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, for the Encouragement of the Manufacture of Salt-Petre*: And the same were read, and Part thereof agreed to by the House.

Ordered, That a Message be sent up to the Council, to acquaint them, that this House have agreed to all the Amendments by them made to the said Bill, but One; and that they desire they will pass the Bill with the Amendments agreed to: And that Mr Conway do go up with the said Message.

A Bill, *For regulating the Appointment of County Court Clerks*, was read the Second Time.

Ordered, That the Bill be Ingrossed.

A Message from the Council, by Mr Walthoe:

That

That they have agreed to the Bill, intituled, *An Act, for further amending the Act, intituled, An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in his Majesty's Customs, into One Act of Assembly:*

Also to the Bill, intituled, *An Act, for preventing the building of Wooden Chimnies in the several Towns therein mentioned, and pulling down such as are already built in the said Towns; and to restrain Hogs going at large in Newtown, and Newcastle, without any Amendment.*

And that they have agreed to the *Resolve*, for the Treasurer's paying, out of the Public Money in his Hands, a Sum of Money, not exceeding Two Hundred Pounds, to the Honourable William Gooch, Esq; to be by him remitted to such Persons as he shall think proper; and to be [by] them presented, in the Name of this Colony, to the Six Nations of Indians.

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had, according to Order, prepared a Bill, *For appointing several New Ferries:* And the same was received, and read the First Time; and Ordered to be read a Second Time.

A Bill, *To amend an Act, intituled, An Act, Declaring what shall be accounted a sufficient Seating, Planting, Cultivating, and Improving of Lands, already granted, or hereafter to be taken up and patented,* was read the Second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *To oblige the Justices of Hanover and King William Counties, to repair and maintain a Bridge over Pamunkey River, at Newcastle,* was read the Second Time.

Ordered, That the Bill be Ingrossed.

Ordered,

That the House be adjourn'd 'til To-morrow Morning ten o'Clock.

Thursday, April 3, 1746.

AN Ingrossed Bill, *To oblige the Justices of Hanover and King William Counties, to repair and maintain a Bridge over Pamunkey River, at Newcastle,* was read the Third Time; and several Blanks in the Bill filled up: And the Question being put, That the said Bill do pass?

It passed in the Negative.

Resolved, That the Bill be rejected.

An Ingrossed Bill, *For regulating the Appointment of County Court Clerks,* was read the Third Time; and the Question being put, That the Bill do pass?

It passed in the Negative.

Resolved, That the Bill be rejected.

An Ingrossed Bill, *To amend an Act, intituled, An Act, declaring what shall be accounted a sufficient Seating, Planting, Cultivating, and Improving of Lands, already granted, or hereafter to be taken up, and patented,* was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Conway do carry the Bill to the Council; and desire their Concurrence.

Mr Braxton, from the Committee of Trade, reported, That the Committee had, according to Order, prepared a Bill, *To explain and amend an Act, intituled, An Act, for Licensing Pedlars; and preventing Frauds in the Duties upon Skins and Furrs:* And the same was received, and read the First Time; and Ordered to be read a Second Time.

Ordered, That Mr Carter be added to the Committee of Trade.

A Bill, *To amend the Act, for establishing the General Court; and for regulating and settling the Proceedings therein,* was read the Second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *For making Reparation for the Tobacco lately damaged and lost in Gray's Creek and York Warehouses*, was read the Second Time.

Ordered, That the Bill be Ingrossed.

The House proceeded to take into their Consideration the Book of Claims: And Part thereof was read, and agreed to, with some Amendments.

Ordered, That the further Consideration of the said Book be adjourned.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for obliging the Parish of St. Martin to repay to the Parish of Frederickville, their Proportion of Ninety Four Pounds, levied on the said Parish of St. Martin, before the Division thereof*, without any Amendment.

And that they have passed the Bill, intituled, *An Act, for the Encouragement of the Manufacture of Salt-Petre*, with the Amendments agreed to, by this House.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Ten o'Clock.

Friday, April 4, 1746.

AN Ingrossed Bill, *To amend the Act, for establishing the General Court; and for regulating and settling the Proceedings therein*, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Whiting* carry the Bill to the Council; for their Concurrence.

An Ingrossed Bill, *For making Reparation for the Tobacco lately damaged and lost in Gray's Creek and York Warehouses*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Beverley* do carry the Bill to the Council; and desire their Concurrence.

Mr *Beverley*, from the Committee to whom the Bill, *For amending an Act, intituled, An Act, for Encouragement of building Water-Mills*, was re-committed, reported, That the Committee had made several Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Speaker*, by the Direction of the Governor, laid before the House, a Letter from a Commanding Officer of the Forces bound to *Cape-Breton*, informing him, that the Soldiers of the Regiment lately quartered at *York*, being very sickly, and the Transport, with the Surgeon of the Regiment, being separated, he was obliged to apply to a Surgeon at *York*, to attend them, whose Charge for Medicines and Attendance is more than his Majesty's Allowance; and desiring his Honour to recommend it to the Consideration of the House.

The House took the said Letter into their Consideration; and the same being read, it was thereupon

Resolved, That the Sum already given for the Support of those Soldiers, is sufficient to make such Provision for them, as was first recommended to this House.

Mr *William Randolph*, from the Committee to whom the Bill, *For the more effectual Clearing of Rivers and Creeks; and for other Purposes therein mentioned*, was re-committed, reported, That the Committee had made several Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House, with some Amendments.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Bill, *For appointing several new Ferries*, was read the second Time; and committed to Mr Fry, Mr Power, Mr Braxton, and Mr Eyre.

Mr Carter reported, That the Committee appointed, had had under their Consideration the Treasurer's Accounts; and had agreed upon a Report: Which he read in his Place, and then delivered in at the Table.

Ordered, That the Report do lie on the Table.

A Message from the Council, by Mr Walthoe:

That they have passed a Bill, intituled, *An Act, for the better Securing the Payment of his Majesty's Quit-Rents*.

A Bill, *To explain and amend an Act, intituled, An Act, for Licensing Pedlars; and preventing Frauds in the Duties upon Skins and Furs*, was read the Second Time; and committed to Mr Braxton, Mr Bland, Mr Carter, Mr Richard Randolph, Mr Ludwell, and Mr Beverley.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, for altering several Court-Days*:

Also to the Bill, intituled, *An Act, to enable George Efkrige to sell Part of a Tract of Land, not exceeding Three Hundred and Fifty Acres, to raise Money for the Payment of the proportionable Part of the Debts of his Grandfather*, without any Amendments.

Ordered, That Leave be given to bring in a Bill for giving a further Præmium for raising and exporting Hemp: And that Mr Harmer prepare and bring in the same.

An Ingrossed Bill, from the Council, intituled, *An Act, for the better securing the Payment of his Majesty's Quit-Rents*, was read the First Time; and Ordered to be read a Second Time.

The House resumed the further Consideration of the Book of Claims; and the other Part thereof was read, and several Amendments made thereto; and the Allowances of the several Officers being added, the Book was agreed to by the House.

Ordered, That Mr Beverley carry the Book to the Council, for their Concurrence; and that he wait on the Governor, and desire his Assent thereto.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Ten o'Clock.

Saturday, April 5, 1746.

AN Ingrossed Bill from the Council, intituled, *An Act, for the better securing the Payment of his Majesty's Quit-Rents*, was read the Second Time, and committed.

Resolved, That this House will resolve itself into a Committee of the whole House upon the said Bill, on Monday next.

Mr Harmer, according to Order, presented to the House a Bill, *For giving a further Præmium for raising and exporting Hemp*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr Braxton, from the Committee of Trade, to whom the Bill, *For continuing an Act, intituled, An Act, for Inspecting, Weighing, and Stamping, all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation*: And to amend the Act, intituled, *An Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch*, was recommitted, reported, That the Committee had made several other Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

An Ingrossed Bill, *For the more effectual Clearing James and Appamattox Rivers*, was read the Third Time; and several Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered,

Ordered, That Mr *William Randolph* do carry the Bill to the Council; for their Concurrence.

A Message from the Council, by Mr *Walthoe*:

That they have made some Amendments to the Bill, intituled, *An Act, to regulate Attornies pratifing in the County Courts; and the granting Writs of Certiorari*: To which they desire the Concurrence of this House.

Mr *Carter*, from the Committee to whom the Bill, *For giving a certain Sum of Money, therein mentioned, to Trustees, for Clearing the Fluvanna; and for appointing a Warehouse at Westham*, was committed, reported, That the Committee had made several Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same being again read, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Bill, *For giving a further Præmium for raising and exporting Hemp*, was read the Second Time.

Ordered, That the Bill be Ingrossed.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for making Reparation for the Tobacco, lately damaged and lost in Gray's Creek and York Warehouses*.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, for regulating Attornies practifing in the County Courts; and the granting Writs of Certiorari*: And the same being read, were agreed to by the House.

Ordered, That a Message be sent to the Council, to acquaint them, that this House have agreed to the Amendments by them made to the said Bill: And that Mr *Benjamin Waller* do go up with the said Message.

Ordered,

That the House be adjourn'd 'til Monday Morning Ten o'Clock.

Monday, April 7, 1746.

AN Ingrossed Bill, *For amending an Act, intituled, An Act, for Encouragement of building Water-Mills*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Corbin* do carry the Bill to the Council; and desire their Concurrence.

An Ingrossed Bill, *For giving a further Præmium for raising and exporting Hemp*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Harmer* do carry the Bill to the Council; for their Concurrence.

An Ingrossed Bill, *For giving a certain Sum of Money to Trustees, for clearing the Fluvanna; and for appointing a Storehouse at Westham*, was read the Third Time; and several Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* do carry the Bill to the Council; for their Concurrence.

The House proceeded to the Consideration of the Report upon the Treasurer's Accounts; and the same was read, and thereupon

Resolved, That the said Accounts do pass.

Ordered, That Mr *Carter* do carry the said Accounts to the Council; and desire their Concurrence.

Mr *Braxton*, from the Committee to whom the Bill, *To explain and amend an Act, for Licenfing of Pedlars; and preventing Frauds in the Duties upon Skins and Furrs*, was committed, reported the Amendments which the Committee had made to the Bill, and which

which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House, according to Order, resolved itself into a Committee of the whole House, upon the Ingrossed Bill from the Council, intituled, *An Act, for the better securing the Payment of his Majesty's Quit-Rents*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported, That they had gone through the Bill, and made several Amendments thereto; and that he was directed by the Committee, to move for Leave to sit again, to draw up the Report.

Resolved, That this House will To-morrow resolve itself into a Committee of the whole House, to draw up the said Report.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday, April 8, 1746.

AN Ingrossed Bill, *To explain and amend an Act, for Licensing of Pedlars; and preventing Frauds in the Duties upon Skins and Furs*, was read the Third Time; and several Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Braxton* do carry the Bill to the Council; and desire their Concurrence.

Mr *Wormley* moved for Leave to present a Bill, *For paying the Burgeesses Wages in Money, for this present Session of Assembly*: And the same was received, and read the First Time.

Then a Motion was made, That the said Bill be immediately read a Second Time: 73
And it was read accordingly.

Ordered, That the Bill be Ingrossed.

A Bill, *For the Revival of the Laws*, was read a Second Time; and committed to Mr *Benjamin Waller*, Mr *Ludwell*, and Mr *Conway*.

A Message from the Council, by Mr *Walthoe*:

That they have passed the Treasurer's Accounts.

And that they have agreed to the Book of Claims, with an Amendment; to which they desire the Concurrence of this House.

The House took the said Amendment into their immediate Consideration; and the same being read, was disagreed to by the House.

Ordered, That Mr *Beverley* do go up with a Message to the Council; and acquaint them, that this House cannot agree to the Amendment by them proposed to the said Book: And that they desire they will pass the same without the Amendment.

Mr *Fry*, from the Committee to whom the Bill, *For appointing several new Ferries*, was committed, reported, That the Committee had made several Amendments to the Bill; which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House proceeded to the Consideration of the further Amendments to the Bill, *For continuing an Act, intituled, An Act, for Inspecting, Weighing, and Stamping, all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation*: And to amend the Act, intituled, *An Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch*; and the same were read, and agreed to by the House, with some Amendments.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Bill, *For appointing Commissioners for stating, taking, hearing, and determining the Claims and Demands of John Wilfon, John Murdock, Archibald Buchanan, Andrew Cockran, and James Donald, Merchants, not exceeding the Sum of Five Pounds, against their Debtors, whose Accounts were burnt in the Storehouse of the said Merchants*, was read the Second Time: And the Question being put, That the Bill be Ingrossed?

It passed in the Negative.

Resolved, That the Bill be rejected.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for giving a further Præmium for raising and exporting Hemp*, with an Amendment.

Also to the Bill, intituled, *An Act, to amend the Act, for establishing the General Court; and for Regulating and settling the Proceedings therein*, with an Amendment; to which they desire the Concurrence of this House.

And that they insist on the Amendment by them proposed, to the Book of Claims.

The House proceeded to the Consideration of the Message from the Council, in Relation to their Amendment to the said Book; and the same was read, and thereupon

Resolved, That this House doth adhere to their Disagreement to the said Amendment.

Ordered, That a Message be sent up to the Council, to acquaint them, that this House have adhered to their Disagreement to the said Amendment; and that they desire they will not insist on the same: And that Mr *Beverley* do go up with the said Message.

Ordered, That a Committee for Examining the Inrolled Bills, be appointed of the following Persons: Mr *Whiting*, Mr *Lomax*, Mr *Bland*, Mr *William Waller*, Mr *Richard Cocke*, and Mr *Braxton*.

The House, according to Order, resolved itself into a Committee of the whole House, to draw up the Report upon the Ingrossed Bill from the Council, intituled, *An Act, for better securing the Payment of his Majesty's Quit-Rents*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported, That the Committee had drawn up the Report, and made several Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same being read, were agreed to by the House.

Then the said Bill was read a Third Time.

Resolved, That the said Bill, with the Amendments, do pass.

Ordered, That Mr *Conway* do carry the Bill to the Council; and acquaint them, that this House hath agreed to the same, with some Amendments; to which this House doth desire their Concurrence.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Ten o'Clock.

Wednesday, April 9, 1746.

MR. Benjamin Waller, from the Committee to whom the Bill, *For the Revival of the Laws*, was committed, reported, That the Committee had made several Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

An Ingrossed Bill, *For continuing an Act*, intituled, *An Act, for Inspecting, Weighing, and Stamping all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation*: And to amend the Act, intituled,

An

An Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar or Pitch; and for Inspecting, Weighing, and Stamping all Flour exported, was read the Third Time; and several Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Braxton do carry the Bill to the Council; for their Concurrence.

A Message from the Council, by Mr Walthoe:

That they recede from their Amendment to the Book of Claims.

Ordered, That a Committee for proportioning the Public Levy, be appointed of the following Persons: Mr Conway, Mr Beverley, Mr Ruffin, Mr Harmer, Mr Richard Cocke, and Mr Westwood.

An Ingrossed Bill, For paying the Burgeffes Wages in Money, for this present Session of Assembly, was read the Third Time; and Two Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Wormley do carry the Bill to the Council; and desire their Concurrence. 76

An Ingrossed Bill, For appointing several new Ferries, was read the Third Time; and several Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Carter do carry the Bill to the Council; and desire their Concurrence.

The House proceeded to the Consideration of the Amendment proposed by the Council, to the Bill, intituled, An Act, for giving a further Præmium for raising and exporting Hemp: And the same was read, and agreed to by the House.

Ordered, That Mr Benjamin Waller do go up with a Message to the Council; and acquaint them, that this House have agreed to the Amendment by them proposed to the said Bill.

The House also proceeded to the Consideration of the Amendment proposed by the Council, to the Bill, intituled, An Act, To amend the Act, for establishing the General Court; and for regulating and settling the Proceedings therein: And the same being read, was agreed to by the House.

Ordered, That Mr Whiting do go up with a Message to the Council; and acquaint them, that this House have agreed to the Amendment by them proposed to the said Bill.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, An Act, for the more effectual Clearing of James and Appamattox Rivers, with some Amendments; to which they desire the Concurrence of this House.

And the House took the said Amendments into their immediate Consideration; and the same were read, and agreed to by the House.

Ordered, That Mr Bland do go up with a Message to the Council; and acquaint them therewith.

Ordered, That John Peyton have Leave to withdraw his Petition, complaining of an undue Election and Return of Mr James Waugh, to serve as a Burgeffs in this present Session of Assembly, for the County of Stafford; and that the Committee of Privileges and Elections be discharged from proceeding thereon.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, An Act, for paying the Burgeffes Wages in Money, for this present Session of Assembly, without any Amendment.

And that they have agreed to the Bill, intituled, An Act, for giving a Sum of Money to Trustees, for Clearing the Fluvanna; and for appointing a Storehouse at Westham; and for other Purposes therein mentioned, with some Amendments.

Also to the Bill, intituled, An Act, for appointing several new Ferries, with an Amendment; to which they desire the Concurrence of this House.

The House took the said Amendment into their immediate Consideration; and the same being read, was agreed to by the House.

Then

Then the House took into their Consideration the Amendments proposed by the Council, to the Bill, intituled, *An Act, for giving a Sum of Money to Trustees, for clearing the Fluvanna; and for appointing a Storehouse at Westham; and for other Purposes therein mentioned*; and the same were read, and agreed to by the House.

Ordered, That Mr Carter do carry the Bills up to the Council; and acquaint them, that this House have agreed to the Amendment by them proposed to one of the said Bills; and also to the Amendments by them proposed to the other.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Ten o'Clock.

Thursday, April 10, 1746.

UPON a Motion made,

Ordered, That the Clerk of this House be permitted to transcribe the several Journals of the Proceedings of the House of Burgesses; and to deliver a Copy thereof to the Printer, to be by him printed.

Mr Bland moved for Leave to present a Bill to the House, *For settling the Allowance on Tobacco paid in the County of Lunenburg, in Discharge of Public Debts; and to oblige the Surveyors of that County to reside therein*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

Ordered, That a Message be sent to the Council, to acquaint them, that this House have now a Bill under their Consideration, *For the Revival of the Laws*, which they propose to be done by a joint Committee of the Council and this House; and to desire that they will name such and so many of their Members, as they think fit, that they may be inserted in the Bill: And that Mr Benjamin Waller do go up with the said Message.

Mr Bland moved for Leave to present a Bill, *To allow the Act of Limitations to be pleaded in certain Cases, as well to Suits in Equity, as to Actions in Law*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

A Bill, *For settling the Allowance on Tobacco paid in the County of Lunenburg, in Discharge of Public Debts; and to oblige the Surveyors of that County to reside therein*, was read the Second Time; and several Amendments were made thereto.

Ordered, That the Bill be Ingrossed.

A Bill, *To allow the Act of Limitations to be pleaded in certain Cases, as well to Suits in Equity, as to Actions at Law*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

A Message from the Council, by Mr Walthoe:

That they have agreed to some of the Amendments by this House proposed to their Ingrossed Bill, intituled, *An Act, for the better securing the Payment of his Majesty's Quit-Rents*, with Amendments to Two of those Amendments, and disagree to others; and that they desire this House will pass the Bill, with the Amendments agreed to, as amended by them.

And the House took the said Message into their immediate Consideration; and the Amendments disagreed to, and also the Amendments to the Amendments were read; and thereupon

Resolved, That this House doth insist on their Amendments to the said Bill, disagreed to by the Council; and doth agree to the Amendments by them proposed to Two of their Amendments.

Ordered, That Mr Benjamin Waller do go up with a Message to the Council, and acquaint them therewith; and that this House desire they will pass the Bill, with the Amendments agreed to.

A Message from the Council, by Mr Walthoe:

That they have appointed John Blair, William Nelson, Esqrs. and William Dawson, Clerk, to join with the Committee that shall by this House be appointed, for the Revival of the Laws.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for continuing and amending an Act, intituled, An Act, for Inspecting, Weighing, and Stamping, all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation*: And to amend the Act, intituled, *An Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch; and for Inspecting, Weighing, and Stamping all Flour exported*, without any Amendment.

And that they have agreed to the Bill, intituled, *An Act, for amending an Act, intituled, An Act, for Encouragement of building Water-Mills*, with some Amendments; to which they desire the Concurrence of this House.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, to explain and amend an Act, intituled, An Act, for Licensing Pedlars; and preventing Frauds in the Duties upon Skins and Furrs*, without any Amendment.

An Ingrossed Bill, *For the Revival of the Laws*, was read the Third Time; and several Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Secretary *Nelson* do carry the Bill to the Council; and desire their Concurrence.

A Message from the Council, by Mr *Walthoe*:

That they adhere to their Disagreement to the Amendments by this House insited on, to their Ingrossed Bill, intituled, *An Act, for the better securing the Payment of his Majesty's Quit-Rents*; and desire this House will pass the same, with the Amendments agreed to.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Ten o'Clock.

Friday, April 11, 1746.

MR. *Conway* reported, That the Committee appointed, had, according to Order, settled the Proportion of the Public Levy, and stated the same in a Book, which he delivered in at the Table; and the same was read, and agreed to by the House.

Ordered, That Mr *Conway* do carry the Book to the Council; for their Concurrence.

Ordered, That the Committee of Proportions do prepare and bring in a Bill, *For raising a Public Levy; and other Purposes*.

An ingrossed Bill, *To allow the Act of Limitations to be pleaded in certain Cases, as well to Suits in Equity, as Actions at Law*, was read the Third Time; and an Amendment made to the Bill.

Resolved, That the Bill do pass.

An Ingrossed Bill, *For settling the Allowance on Tobacco paid in the County of Lunenburg, in Discharge of Public Debts; and to oblige the Surveyors of that County to reside therein*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Bland* do carry the said Bills to the Council; and desire their Concurrence. 78

Mr *Power*, according to Order, presented to the House a Bill, *For erecting a Town at Aylet's Warehouse, in the County of King William*: And the same was received.

Ordered, That the Bill do lie on the Table.

Mr *Conway*, from the Committee of Proportions, reported, That the Committee had, according to Order, prepared a Bill, *For raising a Public Levy; and other Purposes therein mentioned*: And the same was received, and read the First Time.

Then

Then a Motion was made, That the said Bill be immediately read a Second Time; and it was accordingly read.

Ordered, That the Bill be Ingrossed.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, for amending an Act, intituled, An Act, for Encouragement of building Water-Mills*; and the same being read, were agreed to by the House.

Ordered, That Mr *Ludwell* do go up with a Message to the Council; and acquaint them therewith.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Book of Proportions.

And that they have agreed to the Bill, intituled, *An Act, for the Revision of the Laws*, with some Amendments; to which they desire the Concurrence of this House.

And the House took the said Amendments into their immediate Consideration; and the same were read, and agreed to by the House.

Ordered, That Mr *Ludwell* do go up with a Message to the Council; and acquaint them, that this House have agreed to the Amendments by them proposed to the said Bill.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for settling the Allowance on Tobacco paid in the County of Lunenburg, in Discharge of Public Debts; and to oblige the Surveyors of that County to reside therein*, with an Amendment; to which they desire the Concurrence of this House.

And the House took the said Amendment into their immediate Consideration; and the same was read, and agreed to by the House.

Ordered, That Mr *Bland* do go up with a Message to the Council; and acquaint them, that this House have agreed to the Amendment by them proposed to the said Bill.

An Ingrossed Bill, *For raising a Public Levy; and other Purposes therein mentioned*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Conway* do carry the Bill to the Council; and desire their Concurrence.

The House proceeded to the Consideration of the Message from the Council, in Relation to their Ingrossed Bill, intituled, *An Act, for the better securing the Payment of his Majesty's Quit-Rents*; and thereupon

Resolved, That this House doth adhere to their Amendments to the said Bill, disagreed to by the Council.

Mr *Bland* moved for Leave to present a Bill, to confirm such Deeds, which through a Misconstruction of an Act, intituled, *An Act, for amending the Act, intituled, An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging thereupon*, have been acknowledged or proved in the County Courts, and recorded in the the General Court: And the Question being put, That the Bill be received?

Resolved in the Negative.

Ordered,

That the House be adjourn'd 'til To-morrow Morning Ten o'Clock.

Saturday, April 12, 1746.

A Message from the Council, by Mr *Walthoe*:

THAT they have agreed to the Bill, intituled, *An Act, for raising a Public Levy; and other Purposes therein mentioned*, without any Amendment.

Mr *Whiting* reported, That the Persons appointed had, according to Order, examined the Inrolled Bills, and rectified such Mistakes as were found therein; and that the same are truly Inrolled.

Ordered,

Ordered, That Mr *Whiting* do carry the Inrolled Bills to the Council; for their Inspection.

A Message from the Council, by Mr *Walthoe*:

That they have inspected the Inrolled Bills, and are satisfied they are truly Inrolled.

A Message from the Governor, by Mr *Walthoe*:

Mr *Speaker*,

The Governor commands the immediate Attendance of this House in the Council-Chamber; and that you bring with you such Bills as are ready for his Assent.

Mr *Speaker*, with the House, went up accordingly; and the Governor was pleased to give his Assent to the following Public and Private Bills:

An Act, for reducing the Laws made, for laying a Duty on Liquors, into One Act of Assembly.

An Act, for continuing the Act, intituled, An Act, for laying a Duty upon Slaves, to be paid by the Buyers.

An Act, to amend the Act, for establishing the General Court; and for regulating and settling the Proceedings therein.

An Act, for the Revival of the Laws.

An Act, for further amending the Act, intituled, An Act, for reducing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in his Majesty's Customs, into one Act of Assembly.

An Act, for Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned.

An Act, to regulate Attornies practising in the County Courts; and the granting Writs of Certiorari.

An Act, for continuing and amending an Act, intituled, An Act, for Inspecting, Weighing, and Stamping all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation: And to amend the Act, intituled, An Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch; and for Inspecting, Weighing, and Stamping all Flour exported.

An Act, to explain and amend an Act, intituled, An Act, for Licensing Pedlars; and preventing Frauds in the Duties upon Skins and Furs. 80

An Act, for giving a further Præmium for raising and exporting Hemp.

An Act, for amending an Act, intituled, An Act, for Encouragement of building Water-Mills.

An Act, for the Encouragement of making Salt-Petre.

An Act, for appointing several new Ferries.

An Act, for making Reparation for the Tobacco lately damaged and lost in Gray's Creek and York Warehouses.

An Act, for altering several Court-Days.

An Act, for paying the Burgeses Wages in Money, for this present Session of Assembly.

An Act, to amend the Act, for giving a Reward for killing Wolves in the County of Frederick, to be levied on the Inhabitants of the said County, by the Court; and for altering several Court-Days; and to collect a Tax already laid on the Inhabitants of Augusta County.

An Act, for the more effectual Clearing of James and Appamattox Rivers.

An Act, for giving a certain Sum of Money to Trustees, for clearing the Fluvanna; and for appointing a Storehouse at Westham; and for other Purposes therein mentioned.

An Act, for Confirming the Vestries of the Parishes of St. Anne, and Truro; and for Dissolving the Vestries of the Parishes of St. Margaret, and Newport.

An Act, for settling the Allowance on Tobacco paid in the County of Lunenburg, in Discharge of Public Debts; and to oblige the Surveyors of that County to reside therein.

An Act, for Dividing the County of Brunswick, and Parish of St. Andrew; and for other Purposes therein mentioned.

An Act, for obliging the Parish of St. Martin to repay to the Parish of Frederickville, their Proportion of Ninety Four Pounds, levied on the said Parish of St. Martin, before the Division thereof.

An

An Act, for enlarging the Power of the Sheriff of James-City County.

An Act, for preventing the building Wooden Chimnies in the several Towns therein mentioned, and pulling down such as are already built in the said Towns; and to restrain Hogs going at large in New-Town and Newcastle.

An Act, for raising a Public Levy; and other Purposes therein mentioned.

An Act, to vest Eighty Seven Acres of Land, appropriated for a Glebe, in the Parish of Hunger's, in the County of Northampton, in Trustees, to be sold; and for other Purposes therein mentioned.

An Act, to enable George Eskridge to sell Part of a Tract of Land, not exceeding Three Hundred and Fifty Acres, to raise Money for the Payment of his proportionable Part of the Debts of his Grandfather.

An Act, to dock the Intail of certain Lands in the County of Gloucester, late the Estate of Thomas Todd; and vesting the same in Trustees, to be sold; and the Money arising therefrom, to be laid out in Slaves, to be settled to the same Uses.

An Act, to dock the Intail of certain Lands in the County of Gloucester, late the Estate of John Smith, and vesting the same in Trustees, to be Sold; and the Money arising therefrom, to be laid out in Slaves, to be settled to the same Uses.

The Governor also gave his Assent to the following Resolves, which the Council had agreed to.

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Resolved, That the Sum of Six Hundred Pounds, be paid by the Treasurer, out of the Public Money in his Hands, to Mr Secretary Nelson, Mr Digges, Mr Swiney, Mr Westwood, Mr Crawford, Mr Boush, and Mr Hutchins; by them to be applied towards providing Fire-wood, Candles, fresh Provisions, and Quarters, for the Soldiers bound to *Cape-Breton*, but by bad Weather and contrary Winds, forced into this Colony; in Proportion to the Number of Men in each County; and to be accounted for to the next Assembly.

Resolved, That a Sum of Money, not exceeding Two Hundred Pounds, be paid by the Treasurer, out of the Public Money in his Hands, to the Honourable William Gooch, Esq; to be by him transmitted to such persons as he shall think proper; and to be by them presented, in the Name of this Colony, to the *Six Nations of Indians*.

Resolved, That the Sum of Two Hundred and Eighty Pounds *per Annum*, be allowed William Parks, from this Time to the next Session of Assembly, for his Salary, and as a full Recompence for printing and delivering Inspectors Notes and Books, Notes and Receipts for the Duty on Slaves, and all other Acts of Government.

And then made the following Speech:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

THE several Measures that have been concerted this Session, so apparently tend to the Interest and Honour of *Virginia*, and so exactly correspond with what I expected from your Fidelity and Prudence, that I should be unjust to your Proceedings, if I did not thankfully acknowledge the Diligence, Vigour, and Unanimity with which they have been effected.

THE Dutiful Address and solemn Engagement we have, with one Heart and Spirit, joined in, as they manifest an unfeigned Zeal for the Royal Cause, and that of our Country and pure Religion, will, no doubt, be kindly accepted by our most gracious Sovereign, and procure for us the honourable Reward of having our Names registered with those, who stand celebrated and eminently distinguished for inflexible Loyalty and sound Faith.

IF Time would permit, I should with Pleasure recite and enlarge upon the well-advised Resolves, and wholesome Bills, that have been presented to me: But as I am sensible, after so long Attendance, the Report would bring your Patience to too severe a Trial, I shall content myself with selecting, and briefly observing, upon the judicious Proof of your Benevolence to *William and Mary College*. For, as by that Act, the Masters are very affectionately incited, by an Addition to the College Revenue, to pursue, with their former Care and Assiduity, the important Business of initiating Youth, on whose

whose Education the future Glory and Happiness of your Country depends, in the Study of the liberal Arts, and the Practice of Divine and Moral Virtues; so, from your generous Concern to secure the Foundation, the Society may conclude, that Perseverance in their learned Labour, will, in due Time, be recompenced with your Consent to give the finishing Stroke to that Monument of Piety and School of Instruction, erected by your worthy Predecessors.

A N D feeling we have sufficient Ground to hope, from the Wisdom and Goodness of God, that Truth and Justice will prevail; I promise myself the Satisfaction of rejoicing with you upon the Success of His Majesty's Arms, and the total Defeat of all His Domestick and Foreign Enemies. When this delightful News shall be confirmed, when Fury and Rebellion shall be bound in Chains, and no longer able to disturb the Tranquility of the *British* Dominions; let us be in a fit Temper of Mind to offer up our Thanksgivings to the Throne of Grace, for so signal a Blessing; and improve the happy Event, by Endeavouring to make all Men in Love with the Principles we profess, and are determined to adhere to, of fearing God, and honouring the King.

I shall keep you no longer than to acquaint you, that I have thought fit to Prorogue this Assembly to the Third *Thursday* in *June* next; and this Assembly is accordingly Prorogued to that Time.

THE
JOURNAL
OF THE
House of BURGESSES.
AT A
GENERAL ASSEMBLY,

Summoned to be held at the *Capitol*, in the City of *Williamsburg*, on *Thursday* the Sixth Day of *May*, in the Fifteenth Year of the Reign of our Sovereign Lord GEORGE II. by the Grace of God, of *Great-Britain, France, and Ireland*, King, Defender of the Faith, &c. And from thence continued, by several Prorogations, to *Friday* the Eleventh Day of *July*, in the Twentieth Year of His said Majesty's Reign; and in the Year of our Lord 1746: Being the Fourth Session of this Assembly.



WILLIAMSBURG:

Printed by WILLIAM PARKS, M,DCC,XLVI.



THE
JOURNAL
OF THE
HOUSE of BURGESSES.

Friday, July 11, 1746.

A Message from the President of the Council, was delivered by Mr *Walthoe*:
Mr *Speaker*,

The President of the Council, by Virtue of a Commission from his Honour the Governor, commands the immediate Attendance of this House in the Council Chamber.

Mr *Speaker*, with the House, went up accordingly; and being returned, he reported, That the House had attended the President in the Council Chamber, who, by a Commission from the Governor, was appointed to act in his Stead; which Commission being read, he was pleased to make a Speech to the Council and this House; of which, to prevent Mistakes, he had obtained a Copy: Which he read, and afterwards delivered in at the Table; where the same was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgesses,

THE Governor being unhappily disabled by Sicknefs to open this Session, in Pursuance of his Commission to me directed, I must acquaint you with the Occasion of our present Meeting; which is of so great Moment, and demands such quick Dispatch, that his Honour could not any longer defer calling for your Assistance.

HIS Majesty, with a fervent and paternal Vigilance, ever meditating the Advancement of His Peoples Happiness, and the Confusion of our common Enemy, having resolved on an important Expedition to the Northward, and required his *American* Colonies to second it with their united Forces and Abilities; the Governor judged it his indispensable Duty to press your hearty Compliance with the Royal Solicitations, and earnestly recommend to you the Orders he has had the Honour of receiving; which are, to enlist Men with all possible Speed, who, with the Levies made in the other Governments, are to rendezvous at *Albany*, and thence proceed to act in Conjunction with the Troops from *Great-Britain*, in the immediate Conquest of *Canada*.

2 AN Undertaking calculated to add Strength and Security to our *American* Possessions, and to extend the Honour and Interest of His Majesty's Dominions in general.

Gentlemen of the House of Burgesses,

THE Governor would have made earlier Application to you, had he not promised himself he should, by this time, have been able to inform you, with some Certainty, of the Number of Men, and that your Readiness to contribute towards the Accomplishment of this grand Enterprize, would make ample Amends for such Delay.

BUT

B U T as he cannot even yet, form a Judgment of what Men may be collected among our distant Settlements, and the Aid desired of you depending upon the Number we shall raise, I can only acquaint you with the several Particulars to which it will be appropriated:

A L L the Bounty-Money which has and is to be given, the Purchase of Provisions, and the Freight thereof to *New-York*, the Expence of Boats when there, to carry it by Water cross the Country, thro' which the Men are to march, Kettles, Flasks, Knapfacks, and Tents, with Arms and Cloaths, and some Money in Advance to the Officers and Men: But His Majesty having been pleased to declare, that both Officers and Men are to enter into His Pay, from the respective Days of their engaging and inlifting, and moreover to make Allowance for Arms and Cloaths, whatever shall be therein expended, will be most certainly reimbursed.

A S the Account laid before you, consists of various Articles, and will demand more Care and Exactness than the Governor can bestow on them, I must desire you to appoint Commissioners, by whom these several Charges may be settled and adjusted, to mutual Satisfaction.

A S you are equally interested with your Mother Country, and His Majesty's other Governments here, in the event of this Expedition, surely you must think it highly reasonable to alleviate the Burthen, and pay a proportionable Part of the Expence thereof.

A N D I am confident, Gentlemen, you will cheerfully and unanimously embrace this Opportunity, substantially to evidence the Sincerity of your late Assurances, of being among the most zealous in our Sovereign's Cause, by granting such a suitable Supply, and exerting yourselves in such a vigorous and becoming Manner, towards prosecuting, with Effect, this Glorious Design; that the favourable Sentiments entertained of you in His Royal Mind, may be confirmed, and His well-grounded Expectations from this Loyal Colony, fully answered.

Resolved, That an humble Address be made to the Governor, expressing our great Concern for his Indisposition; and to assure his Honour, that we will give all possible Dispatch, and pursue such Measures, as the Importance of the present Conjunction requires, and the Circumstances of our Country will afford.

Ordered, That a Committee be appointed, to draw up an Address to the Governor, upon the said Resolution; and it is accordingly referred to Mr *Conway* and Mr *Corbin*, to prepare the same.

Resolved, That this House will resolve itself into a Committee of the whole House, to take into their Consideration the President's Speech, To-morrow.

Resolved, That all the Propositions and Grievances, and Public Claims, which are certified to this Assembly, be referred to the Consideration of the next Session of Assembly.

Ordered, That the Rev. Mr *Thomas Dawson* be continued Chaplain to this House; and that he attend to read Prayers every Morning at Nine o'Clock.

Ordered, That the several Door-keepers that attended last Assembly, be continued in their Offices.

And then the House adjourn'd till To-morrow Morning Ten o'Clock.

Saturday, July 12.

M R. *Conway* reported, That the Committee appointed, had, according to Order, prepared an Address to the Governor: Which he read in his Place, and then delivered in at the Table; where the same was again read, and agreed to by the House; and is as follows:

S I R,

S I R,

W E His Majesty's most dutiful and loyal Subjects, the Burgeffes of *Virginia*, now met in General Assembly, humbly beg Leave to exprefs our hearty Concern for your Honour's Indifpofition, and our Sincere Wifhes for your Recovery; as a Matter of the laft Confequence at this Crifis, to give Succels to the important Defign communicated to us, in a Speech made to the Council and this Houfe, by the Honourable *John Robinfon*, Efq; appointed by your Honour's Commiffion for that Purpofe.

WE cannot fufficiently exprefs our Gratitude to His Majesty, who, in the midft of intestine Dangers, and civil Commotions, has not been unmindful of His moft diftant Subjects; and as we are fatisfied, our Duty to His Majesty, and our Zeal for His Service, is the beft Teftimony we can give, of our Love to our Country; fo we are determined, by a hearty and general Concurrence in all our Deliberations, for His Majesty's Intereft, and the Public Welfare, cheerfully and effectually to purfue fuch Meafures as the Importance of the prefent Conjuncture requires; and fuch, as fhall evidence the Sincerity of our late Affurances, of being among the moft zealous in our Sovereign's Caufe, by granting a fuitable Supply, and profecuting, with an Ardour equal to our Abilities, the Glorious Defign of Reducing *Canada* to the Obedience of the Crown of *Great-Britain*.

Ordered, That the faid Addrefs be fairly tranfcribed; and that the Committee who prepared the fame, do wait on the Governor, to know his Pleafure when and where he will be attended to receive it.

Upon a Motion made,

Resolved, That an humble Addrefs be made to his Majesty, to congratulate him on the Victory obtained over the Rebels near *Invernefs*, by His Forces, under the Command of his Royal Highnefs the Duke of *Cumberland*.

Ordered, That Mr Secretary *Nelson*, Mr *Carter*, Mr *Richard Randolph*, and Mr *Corbin*, do prepare and bring in the fame.

⁴ The Houfe, according to Order, refolved itfelf into a Committee of the whole Houfe, to take into their Confideration the Governor's Speech: And after fome Time fpent therein Mr *Speaker* refumed the Chair; and Mr *Conway* reported, That the Committee had had under their Confideration the Governor's Speech, and had gone through the fame; and had come to feveral Refolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the fame were again read, and agreed to by the Houfe, as follows:

Resolved, That a Sum of Money, not exceeding Four Thoufand Pounds, fhall be borrowed by the Treafurer, at an Intereft of Five *per Cent.* to be by him iffued to Commiffioners, to be appointed by the Houfe; and by them to be applied for defraying the Expence of Inliftng, Arming, Cloathing, Victualling, and Transporting the Soldiers that fhall be raifed in this Colony, to ferve his Majesty on an intended Expedition againft *Canada*; and accounted for to the next Affembly.

Resolved, That the Soldiers that fhall be raifed for the faid Service, fhall be furnifhed with Arms out of the Magazine.

Ordered, That Mr *Conway*, Mr *Carter*, Mr *Richard Randolph*, Mr Secretary *Nelson*, Mr *Benjamin Waller*, and Mr *Power*, do prepare and bring in a Bill, purfuant to the faid Refolutions.

A Petition of *Lewis Burwell*, and *Frances* his Wife, and *Elizabeth*, *Anne*, and *Sarah Thacker*, Daughters and Co-heirs of *Edwin Thacker*, late of the County of *Middlefex*, deceafed, was prefented to the Houfe, and read; praying, That an Act may pafs, to impower them, notwithstanding the Infancy of the faid *Elizabeth*, *Anne*, and *Sarah Thacker*, to fell and convey Two Tracts of Land, mentioned in the faid Petition; and to apply the Money arifing from fuch Sale, to certain Ufes therein alfo mentioned.

Ordered, That Mr *Carter* do prepare and bring in a Bill, according to the Prayer of the faid Petition.

And then the Houfe adjourn'd 'til *Monday* Morning Ten o'Clock.

Monday,

Monday, July 14, 1746.

MR. Conway reported, That the Committee appointed, had, according to Order, waited on the Governor, to know his Pleasure when and where he would be attended with the Address; and that he was pleased to answer, That as he was by his Indisposition, confined to his Bed-Chamber, he must receive it there; and that he was ready to receive it from such Persons as the House should appoint to deliver it.

Ordered, That Mr Conway, Mr Corbin, Mr Richard Randolph, Mr Carter, Mr Secretary Nelson, and Mr Ludwell, do wait on the Governor to present the said Address.

Mr Carter reported, That the Committee appointed, had, according to Order, prepared a Bill, *To vest certain Lands therein mentioned, whereof Edwin Thacker lately died seised, in Fee-Simple, in certain Trustees therein named, to be sold, for the Payment of his Debts;* and the same was received, and read the First Time; and Ordered to be read a Second Time.

A Petition of William Parks, Printer, was presented to the House, and read, praying for a Continuance of his Salary, allowed him the last Session of Assembly.

Resolved, That the Sum of Two Hundred and Eighty Pounds *per Annum* be allowed William Parks, from this Time to the next Session of Assembly, for his Salary, and as a full Recompence for printing and delivering Inspectors Notes and Books, Notes and Receipts for the Duty on Slaves, and all other Acts of Government.

Ordered, That Mr Conway carry the said Resolve to the Council, for their Concurrence.

Mr Conway reported, That the Committee appointed, had, according to Order, prepared a Bill, *For giving a Sum of Money, not exceeding Four Thousand Pounds, towards defraying the Expence of Inlisting, Arming, Cloathing, Victualling, and Transporting the Soldiers raised in this Colony, on an intended Expedition against Canada;* and the same was received, and read the First Time.

Ordered, That the said Bill be immediately read a Second Time.

And it was read accordingly; and Ordered to be committed for Amendments.

A Motion being made, That the said Bill be committed to a Committee of the whole House?

It passed in the Affirmative.

Resolved, That this House will immediately resolve itself into a Committee of the whole House, to consider of Amendments to the said Bill.

The House accordingly resolved itself into a Committee upon the said Bill: After some time spent therein, Mr Speaker resumed the Chair; and Mr Conway reported, That the Committee had had the said Bill under their Consideration, and gone through the same; and had made several Amendments thereto: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr Bland moved for Leave to present a Bill, *for confirming Deeds, which through a Misconstruction of an Act, intituled, An Act, for amending the Act, intituled, An Act, for settling the Titles and Bounds of Lands, and for preventing unlawful Shooting and Ranging thereupon, have been acknowledged or proved in the County Court, and recorded in the General Court:* And the Question being put, That the said Bill be received?

It passed in the Negative.

Resolved, That the Motion be rejected.

A Bill, *To vest certain Lands therein mentioned, whereof Edwin Thacker lately died seised, in Fee-Simple, in certain Trustees therein mentioned, to be sold, for the Payment of his Debts,* was read the Second Time.

Ordered, That the said Bill be committed to Mr Carter, Mr Wormley, Mr Corbin, Mr Braxton, Mr Chiswell, Mr Meriwether, Mr Power, and Mr Moore: And that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday,

Tuesday, July 15, 1746.

MR. Conway reported, That the Committee appointed, had, according to Order, attended the Governor in his Bed-Chamber, and presented the Address of this House to him; to which he was pleased to make the following Answer;

Gentlemen of the House of Burgeffes,

I Thank you for your very kind Address, your tender Concern for my Indisposition, and sincere Wishes for my Recovery; which, in either Case, you must allow me to say, is not of any very great Consequence to any other Constitution than my own.

T H E grateful Sense you testify, of our Sovereign's affectionate and extensive Regard for his most distant Subjects, affords me the greatest Satisfaction. I firmly rely on your Assurances of granting a suitable Supply, and pursuing such Measures as the Importance of the present Conjuncture requires.

An Ingrossed Bill, *For giving a Sum of Money, not exceeding Four Thousand Pounds, towards defraying the Expence of Inlisting, Arming, Cloathing, Victualling, and Transporting the Soldiers raised in this Colony, on an intended Expedition against Canada*, was read the Third Time; and an Amendment made to the Bill, and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Conway do carry the Bill to the Council, and desire their Concurrence.

Mr Bland moved for Leave to present a Bill, *For paying the Burgeffes Wages in Money, this present Session of Assembly*; and the same was received, and read the First Time.

Ordered, That the Bill be immediately read a Second Time.

And it was read accordingly; and an Amendment made to the Bill, and the Blanks therein filled up.

Ordered, That the Bill be Ingrossed.

Upon a Motion made,

Ordered, That the Committee appointed to examine into the Allegations of the Bill, *To vest certain Lands therein mentioned, whereof Edwin Thacker lately died seized, in Fee-Simple, in certain Trustees therein mentioned, to be sold, for Payment of his Debts*, be discharged from proceeding thereon.

Mr Carter reported, That the Committee appointed, had, according to Order, prepared an Address to His Majesty, to congratulate him on the Victory obtained over the Rebels, by His Forces, under the Command of His Royal Highness the Duke.

Ordered, That the Address be fairly transcribed, and a Blank left for the Council.

Ordered, That Mr Carter do carry the said Address to the Council, for their Concurrence.

An Ingrossed Bill, *For paying the Burgeffes Wages in Money for this present Session of Assembly*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Bland do carry the Bill to the Council, and desire their Concurrence.

A Motion was made, That Leave be given to bring in a Bill, *for repealing Part of an Act, intituled, An Act, for regulating and settling the Current Rates of Gold Coin, and of British Silver Coin, in this Dominion; and for calling in and establishing the Value of German Gold, commonly called Carolines*: And the Question being put thereupon?

It passed in the Negative.

Resolved, That the Motion be rejected.

And then the House adjourn'd 'til To-morrow Ten o'Clock.

Wednesday,

Wednesday, July 16, 1746.

A Message from the Council by Mr Walthoe:

That they have agreed to the Refolve, for giving *William Parks* Two Hundred and Eighty Pounds *per Annum*, from this Time to the next Session of Assembly, for his Salary, and as a full Recompence for printing and delivering Inspectors Notes and Books, Notes and Receipts for the Duty on Slaves, and all other Acts of Government.

And that they have agreed to the Ingrossed Bill, *For giving a Sum of Money, not exceeding Four Thousand Pounds, towards defraying the Expence of Inlisting, Arming, Victualling, and Transporting the Soldiers raised in this Colony, on an intended Expedition against Canada*, with some Amendments; to which they desire the Concurrence of this House.

And the House took the said Amendments into their immediate Consideration; and the same were read, and Part thereof agreed to by the House.

Ordered, That Mr Conway do go up with a Message to the Council, and acquaint them, that this House have agreed to one of the Amendments by them proposed to the said Bill, and disagreed to the other; and that this House desire they will pass the Bill, with the Amendments agreed to.

A message from the Council, by Mr Walthoe:

That they insist on their Amendments to the Bill, intituled, *An Act, for giving a Sum of Money, not exceeding Four Thousand Pounds, towards defraying the Expence of Inlisting, Arming, Cloathing, Victualling, and Transporting the Soldiers raised in this Colony, on an intended Expedition against Canada*; which was disagreed to by this House.

The House proceeded to the immediate Consideration of the said Message; and thereupon

Resolved, That this House doth adhere to their Disagreement to the said Amendment.

Ordered, That Mr Conway go up with a Message to the Council, and acquaint them therewith.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, for paying the Burgeesses Wages in Money, for this present Session of Assembly*, without any Amendment.

And that they recede from their Amendments to the Bill, intituled, *An Act, for giving a Sum of Money, not exceeding Four Thousand Pounds, towards defraying the Expence of Inlisting, Arming, Cloathing, Victualling, and Transporting the Soldiers raised in this Colony, on an intended Expedition against Canada*; which was disagreed to by this House.

Resolved, That the several Sums following, be paid to the several Officers of the General Assembly, respectively:

	Pounds.
To Peter Randolph, Clerk,	50
To Nathaniel Walthoe, Clerk of the Council,	25
To the Rev. Mr Thomas Dawson, Chaplain,	10
To Thomas Hall, Serjeant at Arms,	25
To John Collet, Doorkeeper of the Council,	5
To William Francis,	} Doorkeepers to the House, each, 5
To James Lavie,	
To Robert Wager,	
To Thomas Broadribb,	

Ordered, That Mr Benjamin Waller do carry the said Refolve to the Council, for their Concurrence.

A Message from the Council, by Mr Walthoe:

That the Governor and Council agree to join with this House in the Address to His Majesty, and desire this House will fill up the Blanks accordingly.

Resolved,

Resolved, That all Matters referred from the last Session of Assembly, to the Consideration of this, be again further referred to the Consideration of the next Session of Assembly.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Resolve, for paying the several Officers Salaries of the General Assembly.

Ordered, That Mr *Whiting* carry the Inrolled Bills to the Council, for their Inspection.

A Message from the Council, by Mr *Walthoe*:

That they have inspected the Inrolled Bills, and are satisfied they are truly Inrolled.

A Message from the President of the Council, by Mr *Walthoe*:

Mr *Speaker*,

The President of the Council commands the immediate Attendance of this House in the Council-Chamber; and that you bring with you such Bills as are ready for his Assent.

Mr *Speaker*, with the House, went up accordingly; and the President was pleased to give his Assent to the following Bills:

An Act, for giving a Sum of Money, not exceeding Four Thousand Pounds, towards defraying the Expence of Inlisting, Arming, Cloathing, Victualling, and Transporting the Soldiers raised in this Colony, on an intended Expedition against Canada.

An Act, for paying the Burgeesses Wages in Money, for this present Session of Assembly.

The President also gave his Assent to a Resolve, for allowing *William Parks* the Sum of Two Hundred and Eighty Pounds *per Annum*, from this Time to the next Session of Assembly, for his Salary, and as a full Recompence for printing and delivering Inspectors Notes and Books, Notes and Receipts for the Duty on Slaves, and all other Acts of Government.

Also to a Resolve for paying the Officers Salaries.

And then was pleased to speak as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeesses,

AS this Session of Assembly is brought to a Conclusion, I am to tell you, That his Honour the Governor does, by me, return you Thanks for what you have done. I have nothing more to detain you with, but to let you know, that I have thought fit to prorogue this Assembly to the last Thursday in October next; and it is accordingly prorogued to that Time.

JOURNAL
OF THE
HOUSE OF BURGESSES.

1747.

THE
JOURNAL
OF THE
HOUSE of BURGESSES.

Monday, March 30, 1747.

A Message from the Governor, was delivered by Mr *Walthoe*:
Mr *Speaker*,
The Governor commands the immediate Attendance of this House in the Council Chamber.

Mr *Speaker*, with the House, went up accordingly; and being returned, he reported, That the House had attended the Governor in the Council Chamber, and that he was pleased to make a Speech to the Council and this House; of which, to prevent Mistakes, he had obtained a Copy: Which he read, and afterwards delivered in at the Table; where the same was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

THE astonishing Fate of the *Capitol* occasions this Meeting, and proves a Loss the more to be deplored, as being apparently the Effect of Malice and Design. I must indeed own it is difficult to comprehend how so flagitious a Crime could be committed, or even imagined, by any rational Creature. But when you have considered that the first Emission of the Smoke through the Shingles, was from an upper retired Room without Chimney, or Wainscot; that the Persons who on its first Appearance hasten'd thither to discover the cause, found all the Inside of the Roof in one Blaze, impossible to be extinguished; and that a Fire kindled by Accident could not have made so rapid a Progress; you will be forced to ascribe it to the horrid Machinations of desperate Villains, instigated by infernal Madness.

GOD forbid I should accuse or excuse unjustly! Yet I may venture to assert, such superlative Wickedness could never get Admittance into the Heart of a *Virginian*.

THE Clerks belonging to the Secretary, conscious of their Innocence, but apprehensive their early and late Attendance in his Office, might subject them to undeserved Reflections, have, at their own Request, been examined by the Mayor's Court, and² judicially acquitted from any Breach of Duty, or Umbrage of Neglect: And as they did not presume thereby to preclude your Inquiry, are ready, if it shall be your Pleasure, to vindicate their Conduct before the Face of the Country. I must also do them the Justice to add, that the Consolation we enjoy, in having the authentic Registers of every Man's Property, with all Papers of any Consequence, preserved, is owing, under Divine Providence, to their Diligence, Activity, and Resolution: Efforts that would have been vain, had not the Wind, at the bursting out of the Flames, changed from the *East* to the *Northwest*.

Gentlemen

Gentlemen of the House of Burgeffes,

THE Circumstances of the Treafury, and my own Infirmities, would have induced me to have continued your Prorogation until the Revival of the Laws had been completed, if no Incident had happened, or this Misfortune had not befallen the *Capitol*, and its Inftauration required your immediate Affiftance.

TO prefs you with any Arguments in a Point of fuch manifest and general Ufe-fulnefs, would fhew a Diffidence of that fincere and zealous Regard to the real Intereft of the Community, for which I have fo often applauded you, and fhall ever vye with you in demonftrating.

THE fame Public Spirit you constantly exerted, as Fathers of your Country, within thofe Walls, will determine you to apply the moft effectual Means for reftoring that *Royal Fabric* to its former Beauty and Magnificence, with the like elegant and capacious Apartments, fo well adapted to all the weighty Purpofes of Government.

IN the mean Time we fhall be indulged with the Ufe of the *College* for holding Affemblies; and by a kind Offer from the Mayor and Corporation of this City, with their new Court of *Huftings*, for the Sittings of the General Court.

BUT as thefe Places can only be accepted and efteemed as temporary Conveniences, I muft intreat you to turn your Thoughts to the Repair recommended, to proceed therein with Unanimity and Difpatch; and I hope nothing will intervene to retard the Execution of that moft neceffary and important Work.

Resolved, That an humble Addrefs be prefented to the Governor, to return him Thanks for his kind and affectionate Speech to the Council and this Houfe.

Ordered, That a Committee be appointed to draw up an Addrefs to the Governor, upon the faid Refolution: And it is referred to Mr *Conway* and Mr *Reddick*, to prepare and bring in the faid Addrefs.

Resolved, That this Houfe will refolve itfelf into a Committee, to take the Governor's Speech into Confideration To-morrow.

Ordered, That the Committee of Privileges and Elections be revived, and confift of the following Perfons:

Mr *Conway*,

Mr *Whiting*,

Mr *Richard Randolph*,

Mr *Burwell*,

Mr *Carter*,

Mr *Benjamin Waller*,

Mr *Lomax*,

Mr *Braxton*, and

Mr *Power*.

And they are to meet and adjourn from Day to Day, and to take into their Confideration all fuch Matters as fhall or may come in Queftion, touching Returns, Elections, and Privileges; and to report their Proceedings, with their Opinion thereupon, from Time to Time, to this Houfe: And the faid Committee is to have Power to fend for Witneffes, Perfons, Papers, and Records, for their Information.

Two Members returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inftead of the Oaths of Allegiance and Supremacy, and taken and fubfcribed the Oath of Abjuration, and alfo the Teft, one of them was admitted to his Place in the Houfe.

Then the Houfe was informed, that the other member was a Sheriff at the Time of his Election.

Ordered, That the faid Information be referred to the Committee of Privileges and Elections; and that they do examine into the Matter thereof, and report the fame, with their Opinion thereupon to the Houfe.

Ordered, That an Addrefs be made to the Governor, to order a new Writ to iffue, for Electing a Citizen to ferve in this prefent General Affembly for the City of *Williamfburg*, in the Room of Mr *Harmer*, who has accepted of the Office of Coroner.

Ordered,

Ordered, That all Propositions and Claims, which are referred from the laſt Seſſion of Aſſembly to the Conſideration of this; and alſo all other Propositions and Claims, be referred to the Conſideration of the next Seſſion of Aſſembly.

A Petition of the Veſtry of the Pariſh of *Southam*, praying that they may be empowered to ſell the Glebe in the ſaid Pariſh, and to purchaſe a more convenient Glebe in Lieu thereof, was preſented to the Houſe, and read.

Ordered, That M^r *William Randolph* do prepare and bring in a Bill, according to the Prayer of the ſaid Petition.

Ordered, That M^r *Thomas Dawson* be continued Chaplain to this Houſe; and that he attend to read Prayers every Morning at Ten o'Clock.

Ordered, That the ſeveral Door-keepers be continued in their Offices.

And then the Houſe adjourn'd 'til To-morrow Morning Eleven o'Clock.

Tuesday, March 31, 1747.

MR. *William Randolph*, according to order, preſented to the Houſe a Bill to im- power the Veſtry of the Pariſh of *Southam*, in the County of *Goochland*, to ſell the Glebe in the ſaid Pariſh; and to purchaſe a more convenient Glebe in Lieu thereof: And the ſame was received, and read the firſt Time; and *Ordered* to be read a Second Time.

A Claim of *George Wale*, for the taking up a Runaway Negro therein mentioned, was preſented to the Houſe, and received.

Ordered, That the ſaid Claim be referred to the Conſideration of the next Seſſion of Aſſembly.

M^r *Conway* moved, That *Mary Maſhal*, formerly a Widow of *Richard Lewis*, might have ſome Allowance, her Huſband having died on the Expedition againſt *Carthagera*; and that ſeveral Certificates relating to the Proof of that Matter, might be received: And the Queſtion was put, and thereupon

Reſolved in the Negative.

M^r *Conway* reported, That the Perſons appointed had, according to Order, prepared an Addreſs to the Governor: Which he read in his place, and then delivered in at the Table; where the ſame being again twice read, was committed to M^r *Power*, M^r *Carter*, M^r *Richard Randolph*, M^r *Reddick*, M^r *Corbin*, M^r *Bland*, and M^r *Wormley*.

The Houſe, according to Order, reſolved itſelf into a Committee of the whole Houſe, to conſider the Governor's Speech: And after ſome Time ſpent therein, M^r *Speaker* reſumed the Chair: And M^r *Conway* reported, That the Committee had had the Governor's Speech under their Conſideration, and had made ſome Progreſs therein; but not having time to go through the ſame, had directed him to move for Leave to fit again.

Reſolved, That this Houſe will again reſolve itſelf into a Committee of the whole Houſe, to conſider further the Governor's Speech To-morrow.

And then the Houſe adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday, April 1, 1747.

A Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo the Teſt, was admitted to his place in the Houſe.

A Petition of *Elizabeth Pritchett* was preſented to the Houſe, and read; ſetting forth, That her late Huſband, *Andrew Pritchett*, was a Soldier inliſted in his Maſteſty's Service

Service, on the late Expedition against *Carthagera*, and died in the *West-Indies*; and praying such Relief as to this House shall seem fit.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

Mr *Reddick* moved for leave to present a Bill, for altering the Court Day of *Elizabeth-City* County; and the same was received, and read the first Time, and Ordered to be read a second Time.

Mr *Fry* moved for Leave to present a Bill, for prolonging the Time of the Sheriffs continuing in their Offices: And the Question being put thereupon,

Resolved in the Negative.

Mr *Conway*, from the Committee of Privileges and Elections, reported, That they had had under their Consideration, the Information made to this House upon Return of the Writ for electing Burgesses to serve in this present General Assembly for the County of *Lunenburg*, to them referred; and had agreed upon a Report: Which he read in his Place, and then delivered in at the Table; where the same was again read, and is as follows:

It appears to this Committee, that the said Writ issued the 27th Day of *June*, 1746, and was made returnable on *Friday* the Eleventh Day of *July*, then next following; but was not executed 'til the 29th Day of *August*.

That Mr *Henry Embry*, one of the Burgesses returned for the said County, at the Time of his Election, was, and yet is, Sheriff of the County of *Brunswick*.

Resolved, That it is the Opinion of this Committee, That the said Writ, and the Execution thereof, are illegal and void.

Resolved, That it is the Opinion of this Committee, that Mr *Henry Embry*, nor any other Sheriff within this Colony, is capable of fitting or voting as a Member of the House of Burgesses.

Resolved, That it is the Opinion of this Committee, That Mr *Clement Reade* and Mr *Henry Embry*, are not duly elected to serve as Burgesses in this present General Assembly for the County of *Lunenburg*.

Then the Question being severally put, That the House do agree to the said Resolutions?

It passed in the Affirmative.

Resolved, That the said Writ, and the Execution thereof, are illegal and void.

Resolved, That Mr *Henry Embry*, nor any other Sheriff within this Colony, is capable of fitting and voting as a Member of the House of Burgesses.

Resolved, That Mr *Clement Reade*, and Mr *Henry Embry*, are not duly elected to serve as Burgesses in this present General Assembly, for the County of *Lunenburg*.

Ordered, That an Address be made to the Governor, to order a new Writ to issue, for Electing Burgesses to serve in this present General Assembly, for the County of *Lunenburg*, in the Room of Mr *Clement Reade*, and Mr *Henry Embry*, who are not duly elected; and that Mr *Ludwell* do wait on him with the said Address.

A Bill, *To empower the Vestry of the Parish of Southam, in the County of Goochland, to sell the Glebe in the said Parish; and to purchase a more convenient Glebe in Lieu thereof*, was read a second Time.

Ordered, That the said Bill be Ingrossed.

A Bill, *For altering the Court Day of Elizabeth City County*, was read the Second Time; and committed to Mr *Bland*, Mr *Ruffin*, Mr *Cocke*, and the Members for *Brunswick*.

The House, according to Order, resolved itself into a Committee, to consider further the Governor's Speech: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Conway* reported, That the Committee had had the Governor's Speech under their Consideration, and had made a further Progress therein; but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee of the whole House, to consider further the Governor's Speech To-morrow.

Mr

Mr *Power*, from the Committee to whom the Address was committed, reported, That they had made an Amendment thereto: Which he read in his Place, and then delivered the same, with the Amendment, in at the Table; where it was again read, and agreed to by the House, with some Amendments, and is as follows:

SIR,

WE, His Majesty's most dutiful and loyal Subjects, the Burgesses of *Virginia*, now met in General Assembly, humbly beg Leave to return your Honour our hearty and unfeigned Thanks, for your affectionate Speech to the Council and this House: At the same Time we declare our utter Detestation of the horrid Machinations of those desperate Villains who set Fire to the *Capitol*, and adore the Divine Providence for his gracious Interposition, in causing the Wind to shift, so that the Preservation of the Records and Papers was happily accomplished, the Loss of which, had it happened, must have been irreparable; a Forerunner of endless Strife and Confusion, attended with many dreadful Consequences.

ON this Occasion, we hope to manifest the same Public Spirit as usual, by erecting a good and sufficient Edifice, for the Meeting of our General Court and the General Assemblies, a Work so necessary as to claim the Concurrence of this House; and we shall readily join in the proper Measures for effecting it: To lay the Foundation of a new City, to raise this Building in a Place commodiously situated for Navigation, will compleat the Glory of your Administration, and transmit your Name with the highest Lustre to the latest Ages: With what Pleasure then may we extend our Views thro' future Centuries, and anticipate the Happiness provided for Posterity! In a Matter of this Consequence, wherein the Advancement of Trade, and the Welfare of this Colony, so evidently depend, we beg Leave to Assure your Honour, that we will proceed with all possible Temper, Unanimity, and Dispatch, and not suffer ourselves to be diverted by any Motive or Consideration whatever, from steadfastly pursuing the true Interest of our Country; which, in Conformity to your own great Example, and our indispensable Duty, shall always be the first and principal Object of our Concern.

WE cannot omit this Opportunity, to congratulate your Honour upon your Promotion to the Dignity of a Baronet; which is a fresh Instance of that tender Regard our most gracious Sovereign has always shewn for the Good of this Colony; as we are persuaded it was intended by His Majesty, as a Mark of His Approbation for your just and faithful Administration.

Ordered, That the said Address be fairly transcribed, and presented to the Governor, by the *Speaker* and the whole House.

Ordered, That the Committee to whom the said Address was committed, do wait on the Governor, to know his Pleasure when the House shall attend him to present it.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday, April 2, 1747.

A Claim of *Charles Waller*, for taking up a Runaway Negro therein mentioned:
 Also a Claim of *John Apperson*, for the same Service:
 Also a Claim of *John Lane*, for the same Service:
 Also a Claim of *Charles Haynie*, for the same Service; were severally presented to the House, and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

Mr *Bland*, from the Committee to whom the Bill, *For altering the Court Day of Elizabeth-City County* was committed, reported, That the Committee had made several Amendments

Amendments thereto, which they had directed him to report to the House: And he read the report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table; where the same were twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

An Ingrossed Bill, intituled, *An Act, to empower the Vestry of the Parish of Southam in the County of Goochland, to sell the Glebe in the said Parish; and to purchase a more convenient Glebe in Lieu thereof*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr William Randolph do carry the Bill to the Council, and desire their Concurrence.

Mr Power reported, That the Committee appointed, had, according to Order, waited on the Governor, to know his Pleasure when the House should attend him with their Address; and that he was pleased to appoint To-morrow, and to say he would send a Message to the House when he was ready to receive it.

The House, according to Order, resolved itself into a Committee, to consider further the Governor's Speech: And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Conway reported, That the Committee had had the Governor's Speech under their Consideration, and had made a further Progress therein; but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee of the whole House, to consider further the Governor's Speech To-morrow.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, April 3, 1747.

A Petition of William Parks, Printer, was presented to the House, and read; praying for a Continuance of his Salary, allowed him the last Session of Assembly.

Resolved, That the Sum of 280 Pounds *per Annum*, be allowed William Parks, Printer, from this Time to the next Session of Assembly, for his Salary and as a full Recompence for printing and delivering Inspectors Notes and Books, Notes and Receipts for the Duty on Slaves, and all other Acts of Government.

Ordered, That Mr Conway do carry the said Resolve to the Council, and desire their Concurrence.

A Message from the Governor, by Mr Walthoe:

Mr Speaker,

I am commanded by the Governor, to acquaint this House, That this Honour is now ready to receive their Address in the Council Chamber.

Mr Speaker, with the House, went up accordingly; and being returned, reported, That he had, with the House, attended the Governor in the Council Chamber, and presented the Address of this House to him: To which, he was pleased to return the following Answer:

Mr Speaker, and Gentlemen of the House of Burgeffes,

I Return you my hearty Thanks for the Proof of your good Will towards me, and Satisfaction under my Administration; so apparent in that signal Instance of Complaisance expressed in your congratulatory and polite Address, to make my Example the Standard of your Attachment to the Trade and Welfare of our Country. And as you purpose to manifest your Zeal on this Occasion, by laying the Foundation of our Future Happiness in a Place more convenient for Commerce, I don't doubt but you'll endeavor to establish it upon such equitable Principles as will procure a general Approbation.

BUT whatever shall be the Event of the Deliberation of this Assembly, as my attention, above all other Considerations, has been constantly employed in the Service, and for the
Interest

Interest, of Virginia, and in every Article of my Duty I have acted, and ever shall act, according to the Dictates of my own Judgment and Conscience, determined, if possible, to avoid Displeasure, rather than fond of courting Favour, I may be allowed to hope, my Name will be transmitted with no less Lustre to Posterity.

8 Mr Fry moved for Leave to present a Bill, to enable the Sherifs of the Counties of *Fairfax* and *Albemarle*, to hold their Offices for finishing the Collection this present Year; and the same was received, and read the First Time; and Ordered to be read a Second Time.

An Ingrossed Bill, intituled, *An Act, for altering the Court Days of Elizabeth-City and Surry Counties*, was read the Third Time, and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Reddick carry the said Bill to the Council, and desire their Concurrence.

A Bill, to enable the Sherifs of the Counties of *Fairfax* and *Albemarle*, to hold their Offices for finishing the Collection this present Year, was read the Second Time.

Ordered, That the Bill be Ingrossed.

The House, according to Order, resolved itself into a Committee of the whole House, to take into their further Consideration the Governor's Speech: And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Conway reported, That the Committee had made some further Progress therein; but not having Time to go through the same, had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to consider further the Governor's Speech To-morrow.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, April 4, 1747.

A Claim of *Thomas Penman*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Ordered, That the said Claim be referred to the Consideration of the next Session of Assembly.

An Ingrossed Bill, intituled, *An Act, to enable the Sherifs of the Counties of Fairfax and Albemarle, to hold their Offices for finishing the Collection this present Year*, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Fry do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, to impower the Vestry of the Parish of Southam, in the County of Goochland, to sell the Glebe in the said Parish; and to purchase a more convenient Glebe in Lieu thereof*, with some Amendments; to which they desire the Concurrence of this House.

Also, that they have agreed to the Bill, intituled, *An Act, for altering the Court Days of Elizabeth-City and Surry Counties*, without any Amendment.

The House immediately proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, to impower the Vestry of the Parish of Southam, in the County of Goochland, to sell the Glebe in the said Parish; and to purchase a more convenient Glebe in Lieu thereof*; and the same were read, and agreed to by the House.

Ordered, That Mr William Randolph do go up with a Message to the Council, and acquaint them, That this House have agreed to the Amendments by them made to the said Bill.

9 The House, according to Order, resolved itself into a Committee of the whole House, to consider further the Governor's Speech: And after some Time spent therein, Mr
Speaker

Speaker resumed the Chair; and *Mr Conway* reported from the Committee, That they had had the Governor's Speech under their Consideration, and had gone through the same; and had come to several Resolutions thereupon, which they had directed him to report, when the House will please to receive the same.

Ordered, That the Report be received on *Monday* next.

Ordered, That this House be called over on *Monday* next.

And then the House adjourn'd 'til *Monday* Morning Eleven o'Clock.

Monday, April 6, 1747.

THE Order of the Day being read, the House was called over, and the Names of the absent Members were again called over, and Excuses made for some of them, which were allowed.

Ordered, That *Mr William Baker*, for absenting himself from the Service of this House, be taken into Custody of the Serjeant at Arms.

Mr Ruffin informed the House, That no Court for the Proof of Public Claims had been held for the County of *Surry*, but that several Claimants had proved their respective Claims before a Justice; and moved, That the said Claims might be received: And they were received accordingly, and referred to the Consideration of the next Session of Assembly.

Mr Ruffin also informed the House, That by a Mistake in the Proportion for the County of *Surry*, the Sheriff had been obliged to pay *Joseph-John Clinch* 160 Pounds of Nett Tobacco, levied in that County, on *John Hall*, who lived in *Amelia* County, and moved, That an account thereof might be received: And the said Account was accordingly received, and referred to the Consideration of the next Session of Assembly.

Mr Conway, according to Order, reported from the Committee of the whole House, to whom the Governor's Speech was referred, the Resolutions which the Committee had directed him to report: Which he read in his Place, and afterwards delivered in at the Table; where the same were read, and are as followeth:

Resolved, That it is the Opinion of this Committee, That the Place wherein a Building for holding General Assemblies and General Courts, was directed to be built by an Act, passed in the Eleventh Year of the late King *William*, and confirmed by another Act, made in the Fourth Year of Queen *Anne*, is very remote from the far greatest Part of the Inhabitants of this Colony, and by Experience has been found altogether unfit for Trade and Navigation; and that it will be grievous and burthensome to the said Inhabitants, if the said Building should be repaired or continued in the Place by the said Acts directed.

Resolved, That it is the Opinion of this Committee, That it will be for the General Benefit of this Colony, that a Building for holding General Assemblies and General Courts, be erected in a Place convenient to the Inhabitants, and Commodious for Trade and Navigation.

Resolved, That it is the Opinion of this Committee, That a Town be established on some convenient Place on *York* River, or the Branches thereof; and that a Building for holding General Courts and General Assemblies, be erected in the said Town.

Resolved, That it is the Opinion of this Committee, That it will be Commodious for Trade and Navigation, and convenient for the People, that the said Town be established, and the said Building erected, on the Lands of *William Gray*, and *New-Year Smith*, on *Pamunkey* River, a Branch of *York* River. 10

Resolved, That it is the Opinion of this Committee, That the Sum of 2000 Pounds Current Money, be paid to the said *William Gray*, and the Sum of 300 Pounds Current Money, to the said *New-Year Smith*, as a full Compensation for their several Tracts of Land.

Resolved,

Resolved, That it is the Opinion of this Committee, That 400 Acres of the said Land be laid out in Lots and Streets for the said Town; and that a Committee be appointed for that Purpose.

Resolved, That it is the Opinion of this Committee, That the Committee appointed to lay off the said Town in Lots and Streets, be empowered to agree with Workmen to undertake the Public Buildings; and that a Sum not exceeding 12,000 Pounds, be raised, for defraying that Expence.

Resolved, That it is the Opinion of this Committee, That towards raising the said Sum of 12,000 Pounds, a Duty of One Shilling be laid on every Hoghead of Tobacco, exported out of this Colony, to be paid by the Exporter; and a Duty of 20 Shillings on every Coach and Chariot, of 10 Shillings on every Four Wheel Chaise, and 5 Shillings on every Two Wheel Chaise.

Resolved, That it is the Opinion of this Committee, That some Allowance be made to the Inhabitants of the City of *Williamsburg*, who are like to be Sufferers by the Removal of the Seat of Government.

The First and Second Resolutions being read a Second Time, and the Question being severally put, That the House do agree to the said Resolutions?

Resolved in the Affirmative.

The Third Resolution being read a Second Time,

A Motion was made, That an Amendment be made thereto, by striking out the Word (*York*,) and inserting (*James*:) And after a Debate, the Question being put thereupon,

It passed in the Negative.

Then the Question being put, That the House do agree to the said Resolution?

Resolved in the Affirmative.

The Fourth Resolution being read a Second Time,

A Motion was made, That an Amendment be made to the said Resolution, by striking out the Words (*William Gray*, and *New-Year Smith*,) and inserting (*Newcastle Town*, and *Meriwether's*:) And the Question being put thereupon,

It passed in the Negative.

Then the House was moved, That the Words (on the Lands of *William Gray* and *New-Year Smith*, on *Pamunkey River*, a Branch of *York River*,) be struck out of the said Resolution, and that the Words (at *West-Point*, on *York River*,) be inserted: And the Question being put thereupon,

It passed in the Negative.

Then the Question being put, That the House do agree to the said Resolution?

Resolved in the Affirmative.

The rest of the said Resolutions being read a Second Time, and the Question being severally put, That the House do agree to the said Resolutions?

Resolved in the Affirmative.

Ordered, That a Bill be brought in pursuant to the Resolutions of the said Committee; and that Mr *Carter*, Mr *Richard Randolph*, Mr *Beverley*, Mr *Power*, Mr *Whiting*, Mr *Braxton*, Mr *Fry*, Mr *Corbin*, and Mr *Bland*, do prepare and bring in the same.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Tuesday, April 7, 1747.

AN Account of old Iron, Lead, and Bell-Metal, saved out of the Ruins of the Capitol, was presented to the House, and thereupon

Ordered, That Mr *Benjamin Waller* be impowered to sell the above-mentioned Things; and that he defray the Expence of saving them, out of the Money arising from such Sale, and pay the Overplus into the Treasury.

A

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Resolve, for allowing *William Parks*, Printer, the Sum of 280 Pounds *per Annum*, from this Time to the next Session of Assembly, for his Salary and as a full Recompence for Printing and delivering Inspectors Notes and Books, Notes and Receipts for the Duty on Slaves, and all other Acts of Government.

And that they have agreed to the Ingrossed Bill, intituled, *An Act, to enable the Sheriffs of the Counties of Fairfax and Albemarle, to hold their Offices for finishing the Collection this present Year*, with an Amendment; to which they desire the Concurrence of this House.

And the House took the said Amendment into their immediate Consideration; and the same being read, was agreed to by the House.

Ordered, That Mr *Fry* do go up with a Message to the Council, and acquaint them, that this House have agreed to the Amendment by them made to the said Bill.

A Petition of *Townshend Dade*, was presented to the House and read; praying that a Ferry may be appointed from his Land, in the County of *Stafford*, over to *Maryland*.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday, April 8, 1747.

The House met, and adjourned 'til To-morrow Morning Eleven o'Clock.

Thursday, April 9, 1747.

MR. *Carter* presented to the House, according to Order, a Bill, for establishing a Town on *Pamunkey* River; and other Purposes therein mentioned: And the same was received, and read the first Time.

Then a Motion was made, That the said Bill be read a Second Time; and after a Debate, the Question being put thereupon, the House divided.

Noes go forth. Noes 28

Yeas 47

It passed in the Affirmative.

Ordered, That the Bill be read a Second Time.

A Petition of the Mayor, Recorder, Aldermen, Common-Council, and other Inhabitants of the City of *Williamsburg*, was presented to the House, and read; setting forth, That they are informed a Bill is brought into the House for removing the Seat of Government, suggesting several Reasons against the Removal thereof, and praying that they may be heard by their Council before the House, against the passing the said Bill.

Then a Motion was made, That the Petition be read a Second Time; and it was read accordingly.

Ordered, That the Petitioners be heard by their Council at the Bar of the House, against that Part of the Bill relating to the Removal of the Seat of Government, at the Second reading thereof.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, April 10, 1747.

A Claim of *Joseph Waugh*, was presented to the House, and received.

Ordered, That the said Claim be referred to the Consideration of the next Session of Assembly.

Mr *Waller* moved for Leave to present a Bill, for reviving the Act, intituled, *An Act, for allowing Fairs to be kept in the Town of Fredericksburg*; and the same was received, and read the First Time; and *Ordered* to be read a Second Time.

Upon

Upon a motion made, the said Bill was immediately read a Second Time; and committed to Mr *Richard Randolph*, Mr *Bolling*, Mr *Fry*, Mr *William Waller*, and Mr *Thornton*.

A Petition of *Anne Harrison*, was presented to the House, and read; setting forth, That her Husband died on the Expedition against *Carthagera*, and praying the Consideration of the House therein.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

A Motion being made, That the Bill, for establishing a Town on *Pamunkey River*, and other Purposes therein mentioned, be read a Second Time?

Mr *Benjamin Waller* informed the House, That the Council against the Bill were attending at the Door; and they being called in, Mr *Speaker* spoke to them as follows:

Gentlemen,

A Petition from the Corporation of the City of Williamsburg, was presented to the House Yesterday, praying that they might be heard by their Council, against a Bill depending in this House, for Removing the Seat of Government, which this House has granted: And I am to acquaint you, that you have Liberty to offer your Objections against the Bill, so far as it relates to that Matter.

Then the Bill was read, and the Council against it were heard; and being withdrawn, Mr *Speaker* opened the Bill, and a Motion was made, That the Bill be committed: And the Question being put thereupon,

It passed in the Negative.

Then an Amendment was made to the Bill by the House; and the Question being put, That the Bill be Ingrossed, the House divided.

Noes go forth. Noes 34

Yeas 42

Resolved in the Affirmative.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, April 11, 1747.

AN Ingrossed Bill, intituled, *An Act, for Establishing a Town on Pamunkey River; and other Purposes therein mentioned*, was read the Third Time; and the Blanks in the Bill filled up: And the Question being put, That the Bill do pass? The House divided.

Noes go forth. Noes 33

Yeas 43

It passed in the Affirmative.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* carry the Bill to the Council, and desire their Concurrence.

And then the House adjourn'd 'til *Tuesday* Morning Eleven o'Clock.

Tuesday, April 14, 1747.

MR. *William Waller*, from the Committee to whom the Bill, for reviving the Act, for allowing Fairs to be kept in the Town of *Fredericksburg*, was committed, reported, That the Committee had made several Amendments thereto: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A

A written Message from the Governor, by Mr *Walthoe*:
Mr *Speaker*, and Gentlemen of the House of Burgesses,

By the Report of your Committee, appointed to purchase Arms, Cloaths, and Provisions, for the Company raised in Virginia last Summer, for the Expedition against Canada, you will find the Money you were pleased to give, is all expended: And as those Soldiers are still in His Majesty's Service, and it is impossible to foresee when they will be discharged, it is my duty to acquaint you with it; and I hope you will take this Opportunity to empower your Committee to supply them with what may be further demanded for their Use.

The House took the said Message into their immediate Consideration; and thereupon Resolved, That an humble Address be presented to the Governor, to acquaint him, that the Commissioners have not yet made their Report; but that this House are of Opinion, that the Money already given for that Service, will fully answer the Purposes intended by this House.

Ordered, That Mr *Conway*, Mr *Benjamin Waller*, and Mr *Bland*, do immediately withdraw, and prepare the same.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday, April 15, 1747.

MR. *Conway* reported, That the Persons appointed, had, according to Order, prepared an humble Address to the Governor; which they had directed him to report to the House: And he read the same in his Place, and afterwards delivered it in at the Table; where it was again read, and agreed to by the House, and is as follows:

SIR,

WE, His Majesty's most dutiful and loyal Subjects, The Burgesses of *Virginia*, having had under our Consideration your Honour's written Message, sent to this House Yesterday, concerning the Soldiers raised in this Colony last summer, for His Majesty's Service, on the intended Expedition against *Canada*, humbly beg Leave to acquaint your Honour, That the Commissioners appointed to apply the Money given by Act of Assembly last Session, towards defraying the Expence of Inlisting, Arming, Cloathing, Victualling, and Transporting such Soldiers, have not as yet made their Report to this House; and further to inform your Honour, That we are humbly of Opinion, the Sum of Four Thousand Pounds, given by the said Act, is sufficient to answer the Purposes then intended by this House.

Ordered, That the Persons who prepared the said Address, do wait on the Governor with the same.

Mr *Carter Burwell* moved for Leave to bring in a Bill, for rebuilding the *Capitol*: And after a Debate, the Question being put thereupon, the House divided.

Yeas go forth. Yeas 26

Noes 45

Resolved in the Negative.

Mr Secretary *Nelson* moved for Leave to bring in a Bill, for erecting a Building for the Preservation of the Public Records of this Colony; and the Question being put thereupon,

Resolved in the Affirmative.

Ordered, That Mr Secretary *Nelson*, Mr *Benjamin Waller*, and Mr *Carter*, do prepare and bring in the same.

A Motion being made, That Leave be given to bring in a Bill, for appointing Persons to view the Places and Landings on *Pamunkey River*, and on *James River*, from the Falls to the Mouth of *Appamattox*: And the Question being put thereupon, the House divided,

Yeas

Yeas go forth. Yeas 40
Noes 31

Resolved in the Affirmative.

Ordered, That Mr Carter, and Mr Power, do prepare and bring in the same.

Mr William Randolph moved for Leave to present a Bill, for paying the Burgeffes Wages in Money, for this present Session of Assembly: And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr Carter, according to Order, presented to the House a Bill, for appointing Persons to view the Places and Landings on Pamunkey River, and on James River, from the Falls to the Mouth of Appamattox: And the same was received, and read the First Time; and Ordered to be read a Second Time.

An Ingrossed Bill, intituled, *An Act, for reviving and amending the Acts, for allowing Fairs to be kept in the Towns of Fredericksburg and Richmond*, was read the third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr William Waller do carry the Bill to the Council, for their Concurrence.

A Bill, for paying the Burgeffes Wages in Money, for this present Session of Assembly, was read the Second Time.

Ordered, That the Bill be Ingrossed.

A Claim of Henry Brown, for taking up two Runaways therein mentioned, was presented to the House, and received.

Ordered, That the said Claim be referred to the Consideration of the next Session of Assembly.

And then the House adjourned 'til To-morrow Morning Eleven o'Clock.

Thursday, April 16, 1747.

AN Ingrossed Bill, intituled, *An Act, for paying the Burgeffes Wages in Money, for this present Session of Assembly*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr William Randolph carry the Bill to the Council, and desire their Concurrence.

A Bill, for appointing Persons to view the Places and Landings on Pamunkey River, and on James River, from the Falls to the Mouth of Appamattox, was read the Second Time.

Ordered, That the Bill be Ingrossed.

Mr Conway reported, That the Persons appointed, had, according to Order, presented to the Governor, the Address of this House, in Relation to his Honour's written Message: And that he was pleased to say, he was well pleased with the Address, but was sorry the House differed in Opinion with him.

Mr Secretary Nelson, according to Order, presented to the House, a Bill, for erecting a Building for the Preservation of the Public Records and Papers of this Colony; and the same was received, and read the First Time.

Ordered, That the Bill be immediately read a Second Time.

And it was read accordingly; and committed to Mr Secretary Nelson, Mr Ludwell, Mr Carter, Mr Hedgman, Mr Beverley, Mr Richard Randolph, and Mr Benjamin Waller.

Mr Secretary Nelson reported from the Committee to whom the Bill, for erecting a Building for the Preservation of the Public Records and Papers of this Colony was committed, That they had made several Amendments to the Bill, which he was directed to report to the House: And he read the report in his Place, and then delivered the same in at the Table; where it was again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

An

An Ingrossed Bill, intituled, *An Act, for appointing Persons to view the Places and Landings on Pamunkey River, and on James River, from the Falls to the Mouth of Appamattox*, was read the Third Time, and the Blanks in the Bill filled up: And the Question being put, That the Bill do pass? The House divided.

Noes go forth. Noes 20

Yeas 44

It passed in the Affirmative.

Resolved, That the Bill do pass.

Ordered, That Mr Carter carry the Bill to the Council, and desire their Concurrence.

An Ingrossed Bill, intituled, *An Act, for erecting a Building for the Preservation of the Public Records and Papers of this Colony*, was read the Third Time, and an Amendment made to the Bill, and a Blank therein filled up. 16

Resolved, That the Bill do pass.

Ordered, That Mr Secretary Nelson carry the Bill to the Council, and desire their Concurrence.

Resolved, That the several Sums following, be paid to the several Officers of the General Assembly, respectively.

To <i>Peter Randolph</i> , Clerk of the House of Burgeffes,	£. 70 0 0	
To <i>Nathaniel Walthoe</i> , Clerk of the General Asssembly,	30 0 0	
To <i>George Webb</i> , for his Services this Seffion,	25 0 0	
To the Rev. Mr <i>Thomas Dawson</i> , Chaplain,	15 0 0	
To <i>Thomas Hall</i> , Serjeant at Arms,	30 0 0	
To <i>John Collet</i> , Doorkeeper of the Council,	6 0 0	
To <i>William Francis</i> ,	} Doorkeepers to the House, each,	6 0 0
To <i>James Lavie</i> ,		
To <i>Robert Wager</i> ,		
To <i>Thomas Broadribb</i> ,		

Ordered, That Mr Carter carry the said Resolve to the Council, and desire their Concurrence.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, April 17, 1747.

Ordered,

THAT there be a call of the House To-morrow.

Ordered, That Mr Baylor have Leave to be absent from the Service of the House.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Saturday, April 18, 1747.

Ordered,

THAT a Committee be appointed to examine the Inrolled Bills, of the following Persons: Mr Whiting, Mr Braxton, Mr Richard Cocke, Mr Bland, Mr William Waller, and Mr Lomax.

Ordered, That the Call of the House be referred 'til Monday next.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, for reviving and amending the Acts, for allowing Fairs to be kept in the Towns of Fredericksburg, and Richmond*:

Also to the Bill, intituled, *An Act, for paying the Burgeffes Wages in Money, for this present Session of Assembly*:

Also to the Resolve, for paying the Officers Salaries; without any Amendment.

And

And that they have agreed to the Bill, intituled, *An Act, for erecting a Building for the Preservation of the Public Records and Papers of this Colony*, with an Amendment; to which they desire the Concurrence of this House.

The House took the said Amendment into their immediate Consideration; and the same being read, was disagreed to by the House.

17 *Ordered*, That Mr Carter do go up with a Message to the Council, and acquaint them, That this House cannot agree to the Amendment by them proposed to the said Bill; and desire they will pass the Bill, without the Amendment.

A Message from the Council, by Mr Walthoe:

That they insist on their Amendment to the Bill, intituled, *An Act, for erecting a Building for the Preservation of the Public Records and Papers of this Colony*; and desire this House will pass the Bill, with the Amendment.

The House took the said Message into their immediate Consideration; and thereupon *Resolved*, That this House doth adhere to their Disagreement to the said Amendment.

Ordered, That Mr Bland do go up with a Message to the Council, and acquaint them therewith.

A Message from the Council, by Mr Walthoe:

That they desire an immediate free Conference, upon the subject Matter of their Amendment to the Bill, intituled, *An Act, for erecting a Building for the Preservation of the Public Records and Papers of this Colony*; and have appointed Three of their Members Managers, to meet such Members as shall be appointed Conferees by this House, in the Room adjoining to the Council Chamber.

Resolved, That the House doth agree to the said Conference.

Ordered, That Mr Richard Randolph, Mr Carter, Mr Bland, Mr Beverley, Mr Braxton, and Mr Whiting, do acquaint the Council therewith; and that they are appointed Managers for this House, and are ready to enter upon an immediate Conference with the Managers by them appointed: And they withdrew accordingly; and being returned, Mr Randolph reported the Conference.

Resolved, That a Conference be desired with the Council, upon the subject Matter of the last Conference; and that the Managers for this House do acquaint the Managers for the Council, that some of the Reasons by them given for the Councils insisting on their Amendment to the Bill, intituled, *An Act, for erecting a Building for the Preservation of the Public Records and Papers of this Colony*, appear to be so very extraordinary and foreign to the Purpose, that this House doth expect they will, according to the regular Method, deliver them in Writing.

Ordered, That the Managers of the last Conference do manage this; and that they do go up to the Council and desire a Conference, pursuant to the Resolution for that Purpose.

And the Managers withdrew; and being returned,

Mr Randolph reported, That the Conferees for the House had met the Conferees for the Council, in the Room adjoining to the Council Chamber, and had acquainted them with the Resolution of this House; and that they answered, they would inform the Council of it.

A Message from the Council, by Mr Walthoe:

That they desire an immediate Conference, upon the subject Matter of the last Conference.

Resolved, That this House doth agree to the said Conference.

Ordered, That the Managers of the last Conference do manage this; and that they acquaint the Council, that this House have agreed to the Conference by them desired.

And the Managers withdrew; and being returned,

18 Mr Randolph reported, That the Managers for this House had met the Managers for the Council, who told them that the Council were of Opinion, That the Reasons given by their Managers at the first Conference, for their insisting on their Amendment to the Bill,

Bill, *For erecting a Building for the Preservation of the Public Records and Papers of this Colony*, were so plain and short, that it was unnecessary to commit them to writing.

Resolved, Nemine Contradicente,

That it is the constant Practice of Parliament, at the first Conference on any Matter, to deliver the Reasons for agreeing or disagreeing to such Matter, in Writing; and that the Council, in refusing to do so, have departed from that Practice; and thereby interrupted that Harmony which has, and always ought, to subsist between them and this House.

Mr *Whiting* reported, That the Committee appointed, had, according to Order, examined the Inrolled Bills; and had rectified such Mistakes as had been found therein: And that they are truly Inrolled.

Ordered, That Mr *Whiting* do carry the Inrolled Bills to the Council, for their Inspection.

A Message from the Council, by Mr *Walthoe*:

That they have inspected the Inrolled Bills; and are satisfied that they are truly Inrolled.

A Message from the Governor, by Mr *Walthoe*:

Mr *Speaker*,

The Governor commands the immediate Attendance of this House in the Council Chamber.

And Mr *Speaker* and the House went up accordingly; and the Governor was pleased to give his assent to the following Bills.

An Act, for reviving and amending the Acts, for allowing Fairs to be kept in the Towns of Fredericksburg and Richmond.

An Act, to empower the Vestry of the Parish of Southam, in the County of Goochland, to sell the Glebe Land in the said Parish; and to purchase a more convenient Glebe in Lieu thereof.

An Act, for altering the Court-Days of Elizabeth-City and Surry Counties.

An Act, to enable the Sheriffs of the Counties of Fairfax and Albemarle, to hold their Offices for finishing the Collection this present Year.

An Act, for paying the Burgeffes Wages in Money, for this present Session of Assembly.

The Governor also gave his Assent to the following Resolve of the House of Burgeffes, which the Council had agreed to, viz.

That the Sum of 280 Pounds *per Annum*, be allowed *William Parks*, Printer, from this Time to the next Session of Assembly, for his Salary and as a full Recompence, for printing and delivering Inspectors Notes and Books, Notes and Receipts for the Duty on Slaves, and all other Acts of Government.

Also to the Resolve for paying the several Officers of the General Assembly.

And then made the following Speech:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

IT is certainly my Duty, and has always been my Endeavour, to conciliate the various Opinions with which, in many, if not in all Cases, the Welfare of the Country is unavoidably embarrassed.

BUT Reconciliation, laudible as it sounds, has its Limits; and must, in all Disputes, relating to the Public Good, be confined to the Judgment every Member makes of the Prudence of the Means offered to promote it; the undoubted Privilege of both Houses.

AND forasmuch as no other Cause can, or ought, to be assigned, for the diversity of Sentiments in the momentous Struggle, to extend the Commerce and quicken the Prosperity of the Colony, by removing, with those Views, the Seat of Government, to a more commodious Situation; Moderation should have disarmed Resentment, and induced a Compliance to relieve the General Misfortune you were summoned to redress.

THE

T H E Miscarriage of so important a Bill, you must allow me to say, can be no solid Excuse for leaving his Majesty unprovided with a proper Place for holding his Courts of Law; nor justify the seeming Disregard to the Honour of the Crown, and the pressing Distress of the Subject in their legal Prosecutions.

B U T as I must now acquiesce under the Disappointment of having called you together to so little Purpose; I shall, however, comfort myself with the Hopes, that, after revolving in your Retirement, the Motives and Objections on both Sides the Question, you will, another Session, cordially unite, either in repairing the old, or in building a new *Capitol*.

W I T H wishing of you Health and Contentment, it only remains for me to acquaint you, that I have thought fit to prorogue this Assembly to the Fifth *Thursday* in *July* next; and this Assembly is accordingly prorogued to that Time.



THE
JOURNAL
OF THE
HOUSE of BURGESSES.

At a GENERAL ASSEMBLY, begun and held
at the *College*, in *Williamsburg*, on *Thursday*,
the Twenty Seventh Day of *October*, in the
Twenty Second Year of the Reign of our
Sovereign Lord GEORGE II. by the Grace of
God, of *Great-Britain*, *France*, and *Ireland*,
King, Defender of the Faith, &c. and in the
Year of our Lord 1748.



WILLIAMSBURG:

Printed by WILLIAM PARKS, M,DCC,XLVIII.

THE
JOURNAL
OF THE
HOUSE OF BURGESSES.

Thursday, October 27, 1748.

SEVENTY Two Members took the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and took and subscribed the Oath of Abjuration; and also subscribed the Test.

A Message from the Governor, was delivered by Mr *Walthoe*:

Gentlemen of the House of Burgesses,

The Governor commands your immediate Attendance in the Council-Chamber.

Accordingly the House went up; and the Governor was pleased to say,

Gentlemen of the House of Burgesses,

You must return again to your House, and proceed to the Choice of a Speaker.

And being returned, Mr *Carter* put the House in Mind of the Governor's Command, to proceed to the Choice of a Speaker; and did nominate and recommend Mr *John Robinson*, who was Speaker of the former Assembly, and had discharged that Office with Honour and Reputation.

Then Mr *Wormeley* proposed Mr *Carter*, of whose Abilities the House had had sufficient Experience.

And Mr *Benjamin Waller* moved that Mr *Ludwell* might be Elected; and recommended him as a Gentleman of known Ability and Integrity, and entirely equal to that Trust.

After a Debate, the Question was put by the Clerk; and Mr *Robinson* being chose Speaker, was, by Two Members, conducted to the Chair; from whence he made a Speech to the House, expressing the just Sense he had of the Honour the House had conferred upon him, acknowledging his particular Satisfaction in their Approbation, and declaring his Dependence upon the House for their Advice and Assistance.

Ordered, That a Message be sent to the Governor, to acquaint him, That this House have made Choice of a Speaker, and to know his Pleasure when they shall attend to present him: And that Mr *Carter*, Mr *Wormeley*, Mr *Hedgman*, and Mr *Reddick*, do carry the said Message.

They accordingly withdrew; and being returned, Mr *Carter* reported, That the Governor was pleased to say, he would signify his Pleasure to the House in that Matter by a Messenger.

A Message from the Governor, was delivered by Mr *Walthoe*:

Gentlemen,

It is the Governor's Pleasure, that the House immediately attend him in the Council-Chamber, and present their Speaker.

The House, in Obedience to the Governor's command, went up to the Council-Chamber, and presented their Speaker; and the Governor was pleased to declare his Approbation of their Choice.

Then

Then Mr Speaker, in Behalf of the House, petitioned the Governor, That they might enjoy their ancient Rights and Privileges, such as Freedom of Speech and Debate, Exemptions from Arrests, and Protections for their Estates: That they may have Power over their own Members, and sole Right of determining their own Elections: And lastly, for himself, that his Mistakes might not be imputed to the House.

To which the Governor answered, That he should take Care to preserve the House in these and all other their just Rights and Privileges.

And being returned, Mr Speaker reported, That the House had attended the Governor in the Council-Chamber, and presented their Speaker; that he was pleased to approve of their Choice, and then made a Speech to the Council and this House; of which he had, to prevent Mistake, obtained a Copy: Which he read, and afterwards delivered in at the Table; where it was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgesse,

THO' there is not any Thing more conducive to our Common Interest, than a mutual Agreement between both Houses, yet it is an Observation the usual Harmony of our Assemblies would have restrained Me from making, even after a new Election, had it not been, must I say? unfortunately discontinued the last Session, when to you may accrue the Applause of restoring it in this. For, since by an Event as pernicious to the Government as the most inveterate Opposition, you are fully convinced that the Happiness we are deputed to procure, can be derived only from Union, the Nourisher of all Social Virtues; I am encouraged to hope the very pressing Necessity for Erecting a Royal Edifice, which I am obliged with uncommon Earnestness to recommend to you, will, at least, moderate all future Controversy. Indeed, when I consider, that we are not only deprived of commodious Apartments for your Reception, but destitute of a Court for the Administration of justice; which, as our Sovereign's Presence is always to be presumed in the Exercise of his Authority, require Decency in their Structure and Forms, as well as Rectitude in the Managers of their Proceedings; and that these Defects undoubtedly demand the chief Attention of the Legislature; I have a greater Degree of Assurance, that, when this important and affecting Debate shall be resumed, such Motives will induce you unanimously to concur in speedily redressing so extensive a Grievance.

BUT, because Providence, since our last Meeting, seems to have interposed with a Design of diverting our Thoughts from the Pursuit of every distant Scheme; give Me Leave briefly to explain and urge the Force of that Sentiment, without suing for any other Concessions than what your own Prudence shall inspire.

THIS Town being intirely purged from the Virulency of the *Small-Pox*, We have here a City of Refuge for all Persons who are anxious of escaping that malignant Disease; from which, as we may reasonably apprehend it will be some Years before the Colony will be totally exempted, what less serious Reflection can so awakening a Circumstance suggest to Us, than how we shall avail ourselves of this Dispensation? For Instance, whether in this Extremity we shall preserve in our ruling Principle, the Good of the whole Country, and build in this Place of Safety; where we are sure the Frame of our excellent Constitution, worthy of our utmost Caution, will be under the regular and uninterrupted Protection of the Wisdom of our Assemblies, and the Justice of our General Courts; and where the most timid of our inhabitants may attend and prosecute their Business with either, fearless of Contagion in an Air so well purified? or whether we shall remove to another Situation, where, the same Cause producing the same Effect and High and Low terrified with the Dread of Infection, we are no less sure, all Authority and Power must be again suspended; the Government, in the Absence of its Guardians, exposed to insupportable Difficulties; and the Subject made liable to the additional Vexation of the like expensive Delays they suffer'd during the late Visitation?

THESE Considerations I freely own, have made Me an Advocate for building upon the old Foundation: And as you have the same Right to judge for Yourselfs, I must leave

leave them to you to be weighed and discussed; not doubting, if this Reasoning should be approved by the People without Doors, which, from the natural Desire of all Men to Self-preservation, may well be expected, it will, for their Sakes, have a due Influence upon you; whose Propensions, I am satisfied, are directed to such Resolutions as shall be deemed most beneficial to the Public Weal; wherein however, the settled Discipline of our Establishment is principally to be adhered to.

IN short, Gentlemen, when such cogent Reasons invite on one Side, and the imminent Danger of the Return of so severe a Calamity deter on the other; when, granting the Suspicion only probable, you have full Scope to gratify your laudable Intentions, and in all Likelihood to obtain a general Acquiescence; surely, without attempting to determine you by Divine Speculations, I may be allowed to suppose it impossible for you, in a concern so interesting and universal, to hesitate in making the happier Choice.

PROMPTED by the same sincere and ardent Zeal for your Prosperity in Trade, I am next to put you in Mind, how much it behoves you to be singularly careful of your Exports, particularly Tobacco; by compelling the Inspectors to a punctual Discharge of their Duty; which the many Complaints at Home, and from Abroad, abundantly testify some of them have most shamefully and scandalously neglected.

THE Committee for the Revival of the Laws, having perform'd their laborious Task and prepared a Work for you to finish, which, with the other Matters that must unavoidably fall under your Deliberations, will require a considerable Time to perfect, Patience and Application will make the best Dispatch.

Gentlemen of the House of Burgeffes,

THE Prisoners on board the Captures brought hither by His Majesty's Ships, and other Vessels with Letters of Mart, having for their Subsistence during as short a Stay as possible, and for the Transportation of most of them to the *French* and *Spanish* Settlements, to be exchanged, put the Country to some Charge; I trust the Accounts, when laid before you, will be found consistent with the Rules of Frugality, and the Measure of Humanity which is due to an Enemy. And as we are all of us sensible, the several Services I have recommended to you, can't, without a Subsidy, be defrayed by the Funds already appropriated; I shall readily give my Consent to any Aid you shall think fit to constitute for satisfying such Demands, being persuaded the most equitable Means will be preferred.

Gentlemen of the Council, and House of Burgeffes,

AFTER solemnly protesting, that the Arguments I have adapted to reconcile you to the first and grand Article of this Speech, are the Result of the most serious Meditation, and the Advice of a Mind always disposed to advance your real Felicity; I have only to hope they will have the conciliating Virtue of prevailing with you to resolve, without Delay, upon the Execution of the momentous Point, on which our future Tranquility apparently depends.

SO pious an Example of Resignation to our supreme Benefactor; so dutiful a Regard for the Honour of our Sovereign; and such an illustrious Proof of a tender Affection for your Fellow-Subjects, will intitle Us to the most honourable Reputation.

Resolved, That an humble Address be made to the Governor, to thank his Honour for his affectionate Speech to the Council and this House; to assure him that we will carefully endeavour to answer the Expectations he is pleased to entertain of us, by promoting, in every Particular, as far as we are able, the Honour of our Sovereign, and the true Interest of our Country.

Ordered, That a Committee be appointed, to draw up an Address to the Governor, upon the said Resolution; and it is referred to Mr *Ludwell*, Mr *Secretary*, Mr *Carter*, Mr *Wormeley*, Mr *Benjamin Waller*, and Mr *Attorney*, to prepare and bring in the same.

Resolved, That this House will take the Governor's Speech into Consideration To-morrow.

Ordered,

Ordered, That an Address be made to the Governor, to order a new Writ to issue, for the Electing a Burgefs to serve in this present General Assembly for the County of *Charles-City*, in the Room of *Mr Edward Broadnax*, deceased; and that *Mr Kennon* do wait on him with the said Address.

Ordered, That the Rev. *Mr Thomas Dawson* be appointed Chaplain to the House; and that he attend to read Prayers every Morning at Ten o'Clock.

Ordered, That *James Lavie*, *Robert Wager*, *William Francis*, and *Thomas Broadrib*, be appointed Door-keepers to this House; and that they give their Attendance accordingly.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, October 28, 1748.

Ordered,

THAT a Committee of Privileges and Elections be appointed, of the following Persons:

Mr Ludwell,

Mr Carter,

Mr Whiting,

Mr Lomax,

Mr Burwell,

Mr Benjamin Waller,

Mr Braxton,

Mr Beverley,

Mr Secretary,

Mr Attorney,

Mr Bland,

Mr Fry,

Mr William Waller, and

Mr Reddick.

And they are to meet and adjourn from Day to Day, and to examine, in the first Place, all Returns of Writs for Electing Burgeffes to serve in this present General Assembly, and compare the same with the Form prescribed by Law; and to take into their Consideration all such Matters as shall or may come in Question touching Returns, Elections, and Privileges; and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the House: And the said Committee is to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That the Committee of Propositions and Grievances be appointed, of the following Persons:

Mr Carter,

Mr Digges,

Mr Kennon,

Mr Woodbridge,

Mr Whiting,

Mr Braxton,

Mr Burwell,

Mr Baylor,

Mr Washington,

Mr Chifwell,

Mr Wormley,

Mr Moore,

Mr Ludwell,

Mr Meriwether,

Mr Barret,

Mr Secretary,

Mr Willis,

Mr Fry,

Mr Bland,

Mr Bolling,

Mr Lomax,

Mr Hedgman,

Mr Benjamin Waller,

Mr Spotswood,

Mr Grymes,

Mr Fairfax,

Mr Attorney,

Mr Fitzhugh,

Mr Cary,

Mr Thornton,

Mr Lee, and

Mr Conway.

And they are to meet and adjourn from Day to Day, and to take into their Consideration, all Propositions and Grievances that shall come legally certified to this Assembly; and to report their Proceedings, with their Opinions thereupon, to the House, from Time to Time:

Time: And all such Propositions and Grievances are to be delivered to the Clerk of the House, and by him to the said Committee, of Course. And the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee of Public Claims be appointed, of the following Persons:

Mr Beverley,

Mr Harwood,

Mr Eyre,

Mr Parramore,

Mr Turner,

Mr Maddison,

Mr Clack,

Mr Stith,

Mr John Wilson, and

Mr Taylor,

Mr Harmanson,

Mr Langhorn,

Mr Read,

Mr Claiborne,

Mr Wood Jones,

Mr Embry,

Mr Hunter.

And they are to meet and adjourn from Day to Day, and to take into their Consideration all Public Claims, which shall be presented to the House, during this Session; and to report their Proceedings, with their Opinions thereupon, to the House, when they shall have gone through the said Claims: And all Persons that have any Claims, are to deliver them in to the Clerk, and he is to deliver the same to the said Committee, of Course. And they are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee for Courts of Justice be appointed, of the following Persons:

Mr Whiting,

Mr Fantleroy,

Mr Eppes,

Mr William Waller,

Mr Allen,

Mr Osborne,

Mr Harrison,

Mr Bufhrode,

Mr Lynch,

Mr Hockady.

Mr Gray,

Mr Reddick,

Mr John Tabb,

Mr Gabriel Jones,

Mr Carrington,

Mr Curtis,

Mr Thomas Tabb,

Mr Venable, and

And they are to meet and adjourn from Day to Day, and take into their Consideration, all Matters relating to Courts of Justice, and such other Matters as shall, from Time to Time, be referred to them; and report their Proceedings: And the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee of Trade be appointed, of the following Persons:

Mr Braxton,

Mr Ludwell,

Mr Todd,

Mr Willis Wilson, and

Mr Reddick,

Mr Maffie,

Mr Portlock.

And they are to meet and adjourn from Day to Day, and take under their Consideration, all Things relating to the Trade of this Colony, and all Matters that shall be, from Time to Time, to them referred; and to report their Proceedings: And the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Resolved, That Eleven of the Committee of Propositions and Grievances, and Five of any other Committee, be a sufficient Number to make a Committee.

Ordered, That *Mr Wythe* be appointed Clerk to the Committee of Privileges and Elections, and Propositions and Grievances; *Mr Cary* to the Committee of Claims; *Mr Beal* to the Committee for Courts of Justice; and *Mr Webb* to the Committee of Trade.

Ordered, That the Committee for Courts of Justice, inspect the Journals of the last Session, and prepare and draw up a State of the Matters then depending and undetermined, and the Progress that was made therein; and report the same to the House: That they do also examine what Laws have expired since the last Session, and inspect such

fuch Temporary Laws as will expire with the End of this Seffion, or are near expiring; and report the fame to the Houfe, with their Opinion which of them are fit to be reviv'd and continued.

Mr *Ludwell*, reported, That the Committee appointed, had, according to Order, prepared an Addrefs to the Governor: Which he read in his Place, and afterwards delivered in at the Table; where the fame was again twice read, and agreed to, with fome Amendments; and is as follows:

SIR,

WE His Majesty's moft dutiful and loyal Subjects, the Burgeffes of *Virginia*, now met in General Affembly, beg Leave to prefent your Honour with our humble and grateful Thanks, for your Honour's affectionate Speech to the Council and this Houfe.

THUS excited as we are by your Honour's Precept and Example, we fhall inceffantly devote our Labours to procure the Happinefs of our Country and carefully endeavour to preferve that Union, which we are fenfible is fo neceffary, to effectuate the defirable Ends for which we are deputed. And we beg Leave to repeat our Affurances, that in every Meafure we will fteadily endeavour to testify the moft dutiful Regard for the Honour of Sovereign, and the true Intereft of our Country, by heartily concurring with your Honour and the Council, in whatever fhall appear to us the moft conducive to thofe Ends.

Ordered, That the faid Addrefs be fairly tranfcribed, and prefented by the whole Houfe.

Ordered, That the Committee who prepared the fame, do wait on the Governor, to know his Pleafure, when the Houfe fhall attend his Honour to prefent it.

A Claim of *George Woodroof*, for taking up a Runaway, therein mentioned:

Alfo a Claim of *Thomas Blafingame*, for the fame Service:

Alfo a Claim of *George Moore*, for the fame Service:

Alfo a Claim of *John Lefter*, for the fame Service; were feverally prefented to the Houfe, and received.

Ordered, That it be an Inftruction to the Committee of Claims, to allow the faid Claims in the Book of Claims.

Refolved, That the Order of this Houfe, for taking the Governor's Speech into their Confideration this Day, be put off 'til To-morrow.

And then the Houfe adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, October 29, 1748.

TWO abfent Members having taken the Oaths appointed to be taken by Act of Parliament, inftead of the Oaths of Allegiance and Supremacy, and taken and fubfcribed the Oath of Abjuration, and fubfcribed the Teft, were admitted to their Places in the Houfe.

A Claim of *Anthony Philips*, for taking up a Runaway therein mentioned:

Alfo a Claim of *William Dunn*, for the fame Service:

Alfo a Claim of *John Gibfon*, and *John Whitborn*, for the fame Service; were feverally prefented to the Houfe, and received.

Ordered, That it be an Inftruction to the Committee of Claims, to allow the faid Claims in the Book of Claims.

A Petition of the Inhabitants of the Parifh of *Cople*, and County of *Westmoreland*, praying that the Veftry of the faid Parifh may be diffolved; was prefented to the Houfe, and read.

Ordered,

8 *Ordered*, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

Ordered, That Mr *Walke* be added to the Committee of Propositions and Grievances, and to the Committee of Trade; and Mr *Elligood* to the Committee of Claims.

Mr *Secretary* reported, That the Committee appointed had, according to Order, waited on the Governor, to know his Pleasure when the House should attend him with their Address; and that he was pleased to appoint *Monday*, and to say, he would send a Message to the House when he was ready to receive it.

Resolved, That the Order for taking the Governor's Speech into Consideration, referred to this Day, be further referred 'til *Monday* next.

And then the House adjourn'd 'til *Monday* Morning Eleven o'Clock.

Monday, October 31, 1748.

MR. *Reddick* moved for Leave to present a Petition of the Directors, Freeholders, and Inhabitants of the Town of *Suffolk*, praying that an Act may pass to establish Fairs there; and for other Purposes therein mentioned: And the same was received, and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances; that they do examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

A Petition of Mr *Thomas Pinckard*, complaining of an undue Election and Return of Mr *Peter Conway*, to serve as a Burgess in this present General Assembly, for the County of *Lancaster*:

Also a Petition of Mr *James Patten*, complaining of an undue Election and Return of Mr *John Maddison*, to serve as a Burgess in this present General Assembly, for the County of *Augusta*; were severally presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections; and that they do examine into the Allegations thereof, and report the same, as they shall appear to them, with their Opinion thereupon, to the House.

A Claim of *David Coun*, for taking up a Runaway, therein mentioned:

Also a Claim of *Thomas Hannum*, for the same Service:

Also a Claim of *John Martin*, for the same Service:

Also a Claim of *Andrew Rofs*, for the same Service:

Also a Claim of *John Murphy*, for the same Service:

Also a Claim of *George Riding*, for the same Service:

Also a Claim of *Francis Thornton*, for the same Service:

Also a Claim of *Henry Come*, for the same Service:

Also a Claim of *Moses Manning*, for the same Service; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively in the Book of Claims.

9 A Petition of Mr *Benjamin Grymes*, complaining of the undue Election and Return of Mr *William Waller*, and Mr *Rice Curtis*, to serve as Burgeses in this present General Assembly, for the County of *Spotsylvania*, was presented to the House, and read.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections; and that they do examine into the Allegations thereof, and report the same, as they shall appear to them, with their Opinion thereupon, to the House.

A Petition of sundry Inhabitants of the County of *Fairfax*, was presented to the House, and read; praying, That the Public Ferry now by Law established below the

Falls

Falls of *Patowmack* River, on the Land of *John Aubrey*, deceased, may be appointed about Half a Mile higher up, upon the Plantation of *George Mason*, whereon *William Queen* now lives.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

A Petition of *William Smith*, setting forth, That he had been for many Months confined in close Goal, for Debt; and that tho' he had frequently made a Tender of his whole Estate to his Creditors, yet they refused to release him; and praying such Relief as this House shall think fit; was presented to the House, and read.

And the Question being put, That the said Petition be referred to a Committee?

It passed in the Negative.

Resolved, That the said Petition be rejected.

Two Members having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and subscribed the Test, were admitted to their Places in the House.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions from several Counties to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That the Propositions from the Counties of *Spotsylvania*, *Hanover*, and *Louisa*, for restraining Planters from tending so great Numbers of Tobacco Plants, as they do at present, be rejected.

On consideration of a Proposition from the County of *Hanover*, for allowing all Persons who live on any River or Creek, where the same is not used for Trade or Navigation, to have Liberty to make Hedges for taking Fish; and for providing, That if any Person shall have occasion to go up or down such River or Creek, the Owner of such Hedge or Hedges shall, at one Hour's Warning, pull up so much thereof as will be sufficient for a Passage; or that the Party failing so to do, may be liable for all Damages occasioned by such Hedge or Hedges, to the Person obstructed;

Resolved, That the said Proposition be rejected.

Resolved, That the Proposition from the County of *Fairfax*, for prohibiting the Attornies practising in the General Court, to practise in the County Courts of this Colony, is reasonable.

Resolved, That the Proposition from the Counties of *Hanover*, *Fairfax*, and *Frederick*, 10
for holding their Courts Quarterly, instead of Monthly, be rejected.

On Consideration of a Proposition from the County of *Frederick*, for obliging the Defendant or Defendants in any Action, brought against him or them, or any Writing obligatory, to which he or they shall plead *Non est Factum*, to make Affidavit of the Truth of such Plea, before the same shall be received;

Resolved, That the said Proposition is reasonable.

On Consideration of a Proposition from the County of *Frederick*, for allowing the Deposition or Depositions of one or more Witneses, taken before a Mayor of a Corporation, or other proper Officer, and certified under the Seal of his Office, to be given in Evidence against any Defendant or Defendants, who shall plead *Non est Factum* to a Bond, and to be sufficient to convict such Defendant or Defendants of Perjury;

Resolved, That the said Proposition be rejected.

Resolved, That the Proposition from the County of *Frederick*, for allowing the Inhabitants of that County the same Rewards for killing Wolves, as are allowed the Inhabitants of other Counties in this Colony, be rejected.

On Consideration of the Proposition from the County of *Frederick*, for Erecting Warehouses for the Inspection of Hemp in that County; and for suffering the Inhabitants thereof

thereof to pay all their Public Dues and Officers Fees in that Commodity, in Lieu of Tobacco, or for difcharging them in Money, at the Rate of Three Farthings for every Pound of Tobacco;

Resolved, That the faid Proposition is reasonable.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, purfuant to the laft Refolution.

A Petition of the Infpectors at *Warwick* and *Shoccoe's*, and other Freeholders and Inhabitants of the County of *Henrico*, praying, That another Infpector may be appointed at each Warehouse; and that they may have fuch an Increafe of Wages as will enable them to keep Nine Hands; were prefented to the Houfe, and read.

Ordered, That the faid Petition be referred to the Committee of Propositions and Grievances; that they do examine the Matter thereof, and report the fame, as it fhall appear to them, with their Opinion thereupon, to the Houfe.

Resolved, That the Order for taking the Governor's Speech into Confideration, referred to this Day, be further referred 'til To-morrow.

Mr *Beverley* informing the Houfe, That there are not fufficient Rooms in the College for the Reception of the feveral Committees; it is thereupon ordered, That he be impowered to hire a convenient Apartment for the Ufe of the Committee of Claims.

A Meffage from the Governor, was delivered by Mr *Walthoe*:

Mr *Speaker*,

I am commanded by the Governor to acquaint this Houfe, That his Honour is now ready to receive their Addrefs, in the Council-Chamber.

Mr *Speaker*, with the Houfe, went up; and being returned, reported, That he had, with the Houfe, attended the Governor in the Council-Chamber, and prefented the Addrefs of this Houfe to him; to which he was pleafed to anfwer;

Mr *Speaker*, and Gentlemen of the Houfe of Burgeffes,

I AM much obliged to you for your loyal and publick-fpirited Addrefs; and extremely well pleafed with the Refpect you fignify to my Precept and Example.

As you are truly fenfible of the Advantages of Union, I am perfuaded you will endeavour to preferve it.

T H E dutiful Regard you promise to testify for the Honour of our Sovereign and the true Intereft of the Country, tho' expreffed in general Terms, leaves me no Room to doubt of your revolving upon thofe Meafures, which fhall appear moft conducive to thofe great Ends.

A N D fince I am confident you can't at prefent purfue any other Method that will fo effectually contribute to the Public Happinefs, nor give a more acceptable Proof of the Sincerity of your Profefions, than in concurring with me; I ftill promise myfelf, that rather than fuffer any Difagreement among yourfelves to fupersede fo neceffary a Work as the erecting a Capitol, you will build upon the old Foundation.

And then the Houfe adjourn'd 'til To-morrow Morning Eleven o'Clock.

Tuesday, November 1, 1748.

A Member, having taken the Oaths appointed to be taken by Act of Parliament inftead of the Oaths of Allegiance and Supremacy, and taken and fubfcribed the Oath of Abjuration, and fubfcribed the Teft, was admitted to his Place in the Houfe.

A Claim of *George Mitchell*, for taking up a Runaway, therein mentioned:

Alfo a Claim of *Henry Seiffon*, for the fame Service:

Alfo a Claim of *Instance Hall*, for the fame Service; were feverally prefented to the Houfe, and received.

Ordered,

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims in the Book of Claims.

A Petition of fundry Inhabitants of the County of *Amelia*, setting forth, That for many Years past, the People of that, and the adjacent Counties, in the hard Frosts, have been accustomed to destroy great Quantities of Deer, frequently so poor, that they were quite unfit for Use; and praying that this House will take such Measures to restrain that Practice, as they shall think fit; was presented to the House, and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances; that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Ludwell*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the several Writs for electing Burgesses to serve in this present General Assembly; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That the Returns of the several Writs for electing Burgesses for the Counties of *Accomack, Albemarle, Amelia, Augusta, Caroline, Charles-City, Elizabeth-City, Effex, Fairfax, Gloucester, James-City, Isle of Wight, King-George, King-William, Lancaster, Louisa, Lunenburg, Middlesex, New-Kent, Norfolk, Northampton, Prince-George, Princess-Anne, Richmond, Spotsylvania, Stafford, Warwick, and York*; and the Return of the Writ for electing a Burgess for *James-Town*; and the Return of the Writ for electing a Citizen for the City of *Williamsburg*; are made in Form prescribed by Law. 12

Resolved, That the Returns of the several Writs for electing Burgesses for the Counties of *Brunswick, Frederick, Goochland, Hanover, Henrico, King and Queen, Nansemond, Northumberland, Orange, Prince-William, Surry, and Westmoreland*; and the Return of the Writ for electing a Burgess for the Borough of *Norfolk*, are not made in the form prescribed by Law.

Ordered, That the Returns of the respective Sheriffs of *Frederick, Goochland, Hanover, Henrico, King and Queen, Nansemond, Northumberland, Orange, Prince-William, Surry, and Westmoreland*; and the Return of the Writ for electing a Burgess for the Borough of *Norfolk*, be amended by the Clerk at the Table.

Ordered, That the Sheriff of *Brunswick* be sent for, in Custody of the Serjeant at Arms, to amend his Return.

Mr *Ludwell* also, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Petition of Mr *James Patten*, to them referred, complaining of an undue Election and Return of Mr *John Maddison*, to serve as a Burgess in this present General Assembly for the County of *Augusta*; and had partly heard as well the Petitioner as fitting Member; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, with an Amendment to one of them, as follows:

Resolved, That the Persons who voted at the said Election, whose Freeholds are questioned, either by the Petitioner or fitting Member, be examined, upon Oath, before *William Thompson, Silas Hart, Thomas Lewis, and John Matthews*, of the same County, Gentlemen, or any Three of them, whether they be Freeholders, or not, except such of them as did swear to their Freeholds at the Election.

Resolved, That the Petitioner and fitting Member, be at Liberty to examine Witneses before the said Persons appointed to take such Examination as aforesaid, as to the Freeholds of any Persons who voted at the Election, altho' such Persons swore to their Freeholds at such Election, or shall swear to the same at the Examination: And also, as to the subject Matter of the Petition;

Resolved, That as well the Petitioner, as fitting Member, do, at least Ten Days before the Examination of their Witneses, deliver to each other, a List of the Names of

of the Voters objected to; and that it be an Instruction to the Persons before whom the Examinations are to be taken, to examine how long such Voters have been in Possession of, and paid Quit-Rents, for the Lands or Tenements in Right of which they voted at the Election: And that they return the Examination to this Committee, on the Second Tuesday in December next.

A Petition of the Minister and Vestry of the Parish of *Martin-Brandon*, setting forth, That the Glebe of the said Parish is very inconvenient; and praying that an Act may pass, empowering them to sell it, and to purchase a more convenient one; was presented to the House, and read.

Ordered, That Mr *Bland*, and Mr *Eppes*, do prepare and bring in a Bill, pursuant to the Prayer of the said Petition.

A Petition of the Inhabitants of *Fairfax*, in Behalf of themselves and others, praying, That a Town may be established at *Hunting-Creek* Warehouse, on *Patowmack* River:

13

Also a Petition of the Inhabitants of *Frederick* County, in Behalf of themselves and others, to the same Purpose:

Also a Petition of *Philip Alexander*, in Opposition to the said Petitions; were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Propositions and Grievances; and that they examine into the Allegations thereof, and report the same, as they shall appear to them, with their Opinions thereupon, to the House.

A Petition of *George Muse*, setting forth, That in the Year 1746, he undertook to serve his Majesty, in the Expedition against *Canada*; that he continued in that Service Twenty Months; that being then discharged, he was obliged to return home in the Winter Season; being near Six Hundred Miles; and that he expended on his Journey a great Sum of his own Money; and praying to be re-imburfed his Expences, with such other Bounty as this House shall think reasonable; was presented to the House, and read.

Ordered, That the said Petition do lie on the Table.

Ordered, That Mr *Dangerfield* and Mr *West* be added to the Committee of Claims; and Mr *Robert Jones* to the Committee of Courts of Justice.

Mr *Carter* reported, That the Committee of Propositions and Grievances, had had under their Consideration, divers Propositions from several Counties to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That the Proposition from the County of *Stafford*, for obliging Persons purchasing white Women Servants, to provide for, and maintain, the Bastard Children of such Servants, after they shall be born, without burthening the several Parishes with that Charge; is reasonable.

Resolved, That the Proposition from the County of *Lancaster*, for subjecting Masters or Owners of Slaves, suffering such Slaves to raise or keep Dogs, to a Penalty; and for inflicting a Punishment on all Slaves, who shall be found with a Dog or Dogs after them; be rejected.

Resolved, That the Propositions from the Counties of *Accomack* and *Northampton*, for prohibiting Persons whose Lands adjoin, or are intersected by Public Roads, from killing Trees near such Roads, without felling them; is reasonable.

Resolved, That the Proposition from the County of *Fairfax*, for appointing a Ferry over *Patowmack* River, from the Land of *Josias Clapham*, in that County, to *Maryland*; be rejected.

A Motion being made,

The House Resolved itself into a Committee of the whole House, to consider the Governor's Speech: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* reported, That the Committee had had the Governor's Speech under
their

their Consideration, and had made some Progress therein; but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will resolve itself into a Committee, to take into their further Consideration the Governor's Speech, To-morrow.

Ordered, That the Committee of Propositions and Grievances, do select all Propositions and Petitions, relating either to the Re-building the Capitol, or the Removal of the Seat of Government, and lay them before the House; and that the said Committee be discharged from proceeding any further thereon.

And then the House adjourn'd 'til To-morrow Eleven o'Clock.

Wednesday, November 2, 1748.

14

A Petition of the Inspectors of *Acquia* Warehouse, praying an Increase of their Salaries:

Also a Petition of the Inspectors of *Warwick* and *Shoccoe's*, to the same Purpose; were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances; and that they do examine into the Allegations thereof, and report the same, as they shall appear to them, with their Opinion thereupon, to the House.

Two Petitions from the Inhabitants of *Spotsylvania* County, in Behalf of themselves and others, setting forth the many Hardships they labour under, from the Situation of their Court-house; and praying a Repeal of the Act, *For establishing the Court-house at Fredericksburg*; were presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of the Inhabitants of *Goochland* County, on the *South* Side of *James* River, praying that an Act may pass to divide the said County, by the River; was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Ludwell*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Petition of Mr *Thomas Pinckard*, to them referred, complaining of an undue Election and Return of Mr *Peter Conway*, to serve as a Burgess in this present General Assembly for the County of *Lancaster*; and had heard as well the Petitioner by his Council, as the fitting Member, and examined divers Witnesses on both Sides upon the Matter of the Complaint; and that it appeared to the Committee, That a certain Deed, bearing Date the 29th Day of *July*, in the Year of our Lord 1740, made between *Edwin Conway*, of the County of *Lancaster*, Gent. Father of the fitting Member, of the one Part, and the said *Peter Conway*, of the other Part, for the Conveyance of Two Hundred Acres of Land, with the Appurtenances, in the said County of *Lancaster*, to the said *Peter*, during the Life of the said *Edwin*; excepting Two Acres, contained within the Bounds of the said Two Hundred Acres, which were thereby given and appropriated to the Use of the said County of *Lancaster*, was duly executed by the said *Edwin*; and afterwards, at a Court held for the said County, in the Month of *August*, 1740, offered in the said Court to be acknowledged by the said *Edwin*, and to be recorded in the Clerk's Office of the said County; but that the same was never acknowledged nor proved in Court and recorded, the said *Edwin Conway* insisting that the County should pay for such recording, because he had given thereby the Two Acres for their Use: That afterwards, (the said Deed not being recorded) the said *Edwin*, by a Writing indorsed thereon, signed and sealed by him, resigned the Possession of, and released all his Right and Claim to the said Two Hundred Acres of Land:

That

That Mr *Conway*, the fitting Member, at or soon after the Time of making the said Deed, did take, and ever since hath kept, the Possession of the said Two Hundred Acres of Land; and during all that Time, hath been esteemed and reputed to have the Right and Title thereof in himself; and that he hath lett, and received rents, and paid his Majesty's Quit-Rents, for the same; and had upon the whole matter, come to several Resolutions thereupon: Which he read, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, that the said *Peter Conway* is duly qualified to serve as a Burgess in this present General Assembly, for the County of *Lancaster*.

Resolved, That the said *Peter Conway* is duly elected to serve as a Burgess in this present General Assembly, for the County of *Lancaster*.

The House being informed, That *Thomas Pinckard* gave directions to his Council, to object to one of the Members of the Committee of Privileges and Elections giving his Opinion in the Dispute between him and Mr *Conway*;

Resolved, That the said *Thomas Pinckard*, in so doing, has reflected upon the whole Committee, and that Member in particular.

Ordered, That the said *Thomas Pinckard* be taken into Custody of the Serjeant at Arms, for his said Offence.

A Message from the Council, by Mr *Walthoe*:

That they desire an immediate Conference with this House, upon the Subject Matter of the Report of the Committee appointed for Revival of the Laws; and have appointed Three of their Members to manage the Conference with such a Number of the Members of this House, as they shall think fit to appoint.

Resolved, That the said Conference be agreed to.

Ordered, That the following Persons be appointed to manage the said Conference: Mr *Secretary*, Mr *Ludwell*, Mr *Beverley*, Mr *Whiting*, Mr *Benjamin Waller*, and Mr *Attorney*.

Ordered, That a Message be sent to the Council, to acquaint them, That this House have agreed to the Conference by them desired, and have appointed Six of their Members to meet the Members by them appointed; and that Mr *Secretary* do go up with the said Message.

The Managers accordingly withdrew; and being returned, Mr *Secretary* reported, That they had met the Managers for the Council in the Conference Chamber, one of whom delivered to them the Report of the Committee for the Revival of the Laws, desiring they would deliver it to this House, it being the most proper for them to proceed upon.

Ordered, That the said Report do lie on the Table.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had, according to Order, selected all the Propositions relating to the Seat of Government; which he delivered in at the Table.

A Motion being made, That the House do now resolve itself into a Committee, to consider further the Governor's Speech; it was thereupon,

Ordered, That all the said Propositions be referred to the said Committee.

And then the House resolved itself into a Committee, to take into their further Consideration the Governor's Speech: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* reported, That the Committee had had under their further Consideration the Governor's Speech; but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to take into their further Consideration the Governor's Speech, To-morrow. Δ

A Claim of *Moses Bledsoe*, for taking up a Runaway, therein mentioned:

Also Two Claims of *John Hall*, Jun. for the same Service; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively in the Book of Claims.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday,

Thursday, November 3, 1748.

A Petition of *Thomas Pinckard*, setting forth, That he is truly sensible of his Offence, in reflecting upon one of the Members of the Committee of Privileges and Elections; that what he said, proceeded from Ignorance, and praying to be discharged out of Custody; was presented to the House and read.

Ordered, That the said *Thomas Pinckard* be discharged out of Custody paying Fees.

Mr Secretary laid before the House an Account of Monies issued and paid by Order of the Commissioners, appointed by Act of Assembly, to lay out and dispose of the Money given by the said Act, for inlisting, arming, cloathing, victualing, and transporting the Forces raised in this Colony, for His Majesty's Service, to go on the intended Expedition against *Canada*; and the Title thereof was read.

Ordered, That the said Account do lie on the Table.

The House proceeding to the Consideration of the Petition of *George Muse*, and it was thereupon

Resolved, That the Sum of Fifty Pounds be paid to the said *George Muse*, out of the Money in the Hands of the Treasurer, to reimburse him his Expences in returning Home from the intended Expedition against *Canada*.

Ordered, That *Mr Benjamin Waller* do carry up the said Resolve to the Council, for their Concurrence.

The House, according to Order, resolved itself into a Committee, to consider further the Governor's Speech; and after some Time spent therein, *Mr Speaker* resumed the Chair, and *Mr Carter* reported, that the Committee had had the Governor's Speech under their further Consideration, and had made a further Progress therein; but not having Time to go thro' the same, they had directed him to move for leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to consider further the Governor's Speech To-morrow.

A Petition of *John Evans*, setting forth, That a Negro Woman of his ran away, and continued lurking and doing Mischief for two Months, that she was Out-lawed, and being apprehended and tied to be brought home to him, she made her Escape and drowned herself, and praying such a Compensation to be made him for the said Slave as this House shall think fit; was presented to the House and read: And the Question being put, that the said Petition be referred to a Committee.

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Claim of *Alexander Finnie*, for taking up a Runaway therein mentioned; was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims to allow the said Claim in the Book of Claims.

Mr Bland, according to Order, presented to the House a Bill, *To impower the Vestry of the Parish of Martin's-Brandon, in the County of Prince-George, to sell the Glebe Land in the said Parish; and to purchase a more convenient Glebe in Lieu thereof*: And the same was read the first Time; and ordered to be read a Second Time.

A Member, having taken the oaths appointed to be taken by Act of Parliament instead of the the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

Mr Carter reported, That the Committee of Propositions and Grievances had had under their Consideration, divers Propositions, from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and are as follow:

On Consideration of the Proposition from the County of *Westmoreland*, for effectually destroying Crows and Squirrels, by obliging all Persons annually to give in,
with

with their respective Lifts of Tithables, to the Persons appointed to take the same, Six Crows or Squirrels Scalps, for every Tithable mentioned in such Lifts, under a certain Penalty;

Resolved, That it is the Opinion of this Committee, That the said Proposition is reasonable.

Resolved, That it is the Opinion of this Committee, That the Propositions from the Counties of *Westmoreland* and *Lancaster*, for reviving the Act of Assembly, made in the Eighth Year of his present Majesty's Reign, *For destroying Crows and Squirrels in the Northern-Neck*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Westmoreland*, for destroying Crows and Squirrels in that County only, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Accomack*, for obliging Tithable Persons to kill a certain Number of Crows or Squirrels every Year, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Northampton*, for reviving the Act of Assembly, *For destroying Crows and Squirrels on the Eastern-Shore*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propositions from the Counties of *Henrico* and *Amelia*, for appointing a Warehouse on the Land of *John Osborne*, in the County of *Henrico*, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Propositions from the Counties of *Henrico*, *Amelia*, and *Goochland*, for appointing Warehouses on the Land of *Christopher Smith*, of *London*, Merchant, near *Warwick*, and for erecting a Wharf there; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Northumberland*, for appointing Warehouses at *Ferry-Neck*, on the land of the late *Rodham Kenner*, on one Side, and on the Land of Major *John Waughop*, or Capt. Spencer Ball, on the other Side of *Coan River*; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Northumberland*, for appointing a Warehouse on the Land of Mr *John Foushee*, on or near the head of *Coan River*; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Northumberland*, for appointing a Warehouse on the Land of Capt. *Griffin Fantleroy*, in the Fork of *Coan River*; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *King-William*, That no Persons, except such as are now in Office, be recommended to be Inspectors in any County, but such as are Inhabitants of the same County; be rejected.

Resolved, That the Propositions from the Counties of *Goochland* and *Albemarle*, for appointing a Warehouse on the South Side of *James River*, on the *Rocky-Ridge*, on the Land of the late *William Byrd*, Esq; deceased; is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Richmond*, for suppressing the Inspection at *Naylor's-Hole*, in that County, and appointing Warehouses at *Cat-Point*, on *Rappahanock-Creek*, in the said County, under the same Inspection with the Warehouses at *Beckwith's*, on the said Creek; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *King-William*, for appointing a Warehouse at a Place called the *Piping-Tree*, in that County, under one Inspection with the Warehouses at *Williams's*, in the said County; is reasonable.

The Seven first Resolutions being read a Second Time, and the Question being severally put, That the House do agree to the said Resolutions?

Resolved in the Affirmative.
Then

Then the Resolution of the Committee, That the Proposition from the County of *Northumberland*, for appointing a Warehouse at *Ferry-Neck*, on the Land of the late *Rodham Kenner*, one one Side, and on the Land of Major *John Waughop*, or Capt. *Spencer Ball*, on the other Side of *Coan* River, be rejected, was again read;

And a Motion was made, That that Part of the said Report be re-committed, and the Question being put thereupon;

It passed in the Affirmative.

Ordered, That that Part of the said Report be re-committed.

Then the Question was severally put, That the House do agree to all the other Resolutions of the said Committee?

Resolved in the Affirmative.

Ordered, That the Committee of Propositions and Grievances do prepare and bring in a Bill, pursuant to the first Resolution.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, November 4, 1748.

MR. *Whiting*, from the Committee for Courts of Justice, reported, That the Committee had, according to Order, inspected the Journals of the Two last Sessions of Assembly, and prepared and drawn up a State of the Matters then depending, and the Progress that was made therein; and had agreed upon a Report: Which he read in his Place, and then delivered the same in at the Table, where the same was again read; and thereupon,

Ordered, That the Commissioners, appointed to dispose of a Sum of Money, given in the Year 1745, by the Assembly, for providing Necessaries for the Soldiers bound to *Cape-Breton*, but by bad Weather forced into this Colony; do lay their respective Accounts before the House,

Ordered, That it be an Instruction to the Committee of Claims, to levy the Sum of One Pound Ten Shillings on *William Baker*, who was ordered to be taken in Custody of the Serjeant at the last Session of Assembly; and to allow the same to the Serjeant.

Ordered, That the several Claims, referred from the last Session of Assembly to the Consideration of this, be referred to the Committee of Claims.

And that the several Petitions, which were referred from the last Session of Assembly to the Consideration of this, be referred to the Committee of Propositions and Grievances.

Ordered, That Mr *Chinn* be added to the Committee for Courts of Justice.

A Claim of *Edward Richardson*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Also a Claim of *Thomas Oakley*, Jun. for the same Service.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, respectively, in the Book of Claims.

A Petition of *John Taylor*, Sheriff of *Caroline* County, was presented to the House, and read; setting forth, That he had been at great Trouble and Expence, in procuring an Order from the Governor and Council to summon the Freeholders of the Parish of *St. Margaret*, in the Counties of *Caroline* and *King William*, to elect Vestrymen, there having been no Provision made in the Act of Assembly for dividing that Parish, for the Election of Vestrymen; and praying the Consideration of the House therein.

And the Question being put, That the said Petition be referred to a Committee?

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Claim of *Anthony Peniston*, late Sheriff of *Prince-George*, for coming and attending the General Court with a Venire, upon the Trial of a Criminal, which, thro' a Mistake, had not been allowed him in the last Book of Claims; was presented to the House, and received.

Ordered,

Ordered, That the said Claims be referred to the Committee of Claims; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Upon a Motion made,

Resolved, That the Order for the House to resolve itself into a Committee, to take into their further Consideration the Governor's Speech To-day, be referred 'til *Monday* next.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Petitions from several Counties to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same are again read, and are as follow:

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Richmond*, for disjoining the Warehouses upon the Land of *Brokenbrough*, near the Mouth of *Totafkey-Creek*, and the Warehouses up the said Creek, and putting them under separate Inspections; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Northumberland*, for appointing Warehouses at the Head of *Wiccocommico* River; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Effex*, for appointing a Warehouse at *Port-Micou's*, on the land of *John Micou*, in that County; is reasonable.

The Two first of the said Resolutions were again read; and the Question being severally put, That the House do agree to the said Resolutions?

Resolved in the Affirmative.

Then a Motion was made, That the Consideration of the other Part of the said Report be adjourned; and the Question being put thereupon,

Resolved in the Affirmative.

A Petition of the Inspectors at *Morton's* Warehouse, praying an Increase of their Salaries, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, November 5, 1748.

Ordered,

THAT Mr *Ludwell* have Leave to be absent from the Service of the House 'til *Thursday* next.

A Bill, *To impower the Vestry of the Parish of Martin's Brandon, in the County of Prince-George, to sell the Glebe Land in the said Parish, and to purchase a more convenient Glebe in Lieu thereof*; was read a Second Time.

Ordered, That the said Bill be committed to the Members for *Prince-George, Amelia, Surry, and Henrico* Counties; and that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions from several Counties to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That the Proposition from the County of *Prince-William*, for re-establishing the Warehouses at *Peyton's*, opposite to the Warehouse on *Occoquan*, in the County of *Fairfax*; is reasonable.

Resolved,

Resolved, That the Proposition from the County of *Prince-William*, for erecting a Warehouse for Inspection of Tobacco, on the lower Side of *Occoquan*, at the Ferry-Landing, in the County of *Prince-William*, under one Inspection with the Warehouse on the upper Side of *Occoquan*, in the County of *Fairfax*; be rejected.

Resolved, That the Propositions from the Counties of *Lancaster* and *Northumberland*, for suppressing *Indian* Warehouse, and erecting a Warehouse on the Land of Col. *Thomas Lee*, or *Charles Lee*, near the Head of the *Dividing-Creek*; be rejected.

Resolved, That the Proposition from the County of *Lancaster*, for dividing *Dymer's* Warehouse from the *Indian* Warehouse, now under one Inspection, and for putting *Dymer's* Warehouse under a separate Inspection; be rejected.

Resolved, That the Petition of *Taylor Chapman* and *Edward Waller*, Inspectors at *Acquia* Warehouse, in the County of *Stafford*, for increasing their Salaries; is reasonable.

Resolved, That the Petition of *Thomas Waller* and *Philip Pendleton*, Inspectors at *Waller's*, in the County of *King-William*, and *Walkerton*, in the County of *King and Queen*, for increasing their respective Salaries; be rejected.

Resolved, That the Petition of the Inspectors at *Warwicksqueak-Bay* Warehouse, for increasing their Salary; is reasonable.

Resolved, That the Petition of the Inspectors at *Meriwether's* Warehouse, in the County of *Hanover*, for increasing their Salary; be rejected.

On Consideration of the Petition of the Inspectors at *Meriwether's* Warehouse, in the County of *Hanover*, setting forth, That when the Court of that County is held on the First Day of *October*, which happens when that Month begins on a *Thursday*, they are incapable of complying with the Law, (which extends the Time for bringing Tobacco to the Warehouses to the last Day of *September*, and directs all the Transfer Tobacco, left in the Warehouses on *October* Court-Day, afterwards to be then sold,) not having sufficient Time to prize such Transfer Tobacco, and make up their Accounts; and praying the said Time to be shortened, or such other Remedy against the said Inconvenience to be provided, as shall seem fit;

Resolved, That the said Petition be rejected.

On Consideration of the Petition of the Inspectors at *Warwick* and *Shoccoe's*, praying that another Inspector may be appointed at each Warehouse; and that they may have such an Increase of Wages, as will enable them to keep Nine Hands;

Resolved, That the said Petition be rejected.

On Consideration of the Petition of the Inspectors at *Warwick* and *Shoccoe's*, setting forth, That since the Year 1742, when their respective Salaries were settled at Fifty Pounds a Year at *Warwick*, and at Forty Five Pounds a Year at *Shoccoe's*, the Number of Hogheads of Tobacco, brought to the said Warehouses to be inspected, has very much increased; and praying an Allowance to be made them for their Labour, Trouble, and Expence, in the Two Years last past, and such Addition to their Salaries for the Time to come, as shall seem reasonable;

Resolved, That so much of the said Petition as relates to the making an Allowance to the said Inspectors, for their Labour, Trouble, and Expence, the Two Years last past, is reasonable.

Resolved, That Twenty Pounds to each of the said Inspectors, is a reasonable Allowance for their Labour, Trouble, and Expence, in the said Two last Years.

Resolved, That so much of the said Petition as relates to the making an Addition to the Salaries of the said Inspectors for the Time to come, be rejected.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, to the Inspectors at *Shoccoe's* and *Warwick*, who were in Office the Two last Years, pursuant to the Resolution for that Purpose.

And then the House adjourn'd, 'til *Monday* Morning Eleven o'Clock.

Monday,

Monday, November 7, 1748.

23

THREE Petitions of fundry of the Inhabitants of *Suffolk Parish*, in *Nansemond County*, praying that the Vestry of the said Parish may be dissolved; were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Propositions and Grievances; and that they examine into the Allegations thereof, and report the same, as they shall appear to them, with their Opinion thereupon, to the House.

A Petition of *Joel Walker*, was presented to the House, and read; setting forth, That a Negro of his murdered one of his Sons, and ran away; and that being out-lawed, he was afterwards found dead; and praying the Consideration of the House therein.

Ordered, That the said Petition be referred to the Committee of Claims; and that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Bland* reported, That the Committee to whom the Bill, *To impower the Vestry of the Parish of Martin's-Brandon, in the County of Prince-George, to sell the Glebe-Land in the said Parish, and to purchase a more convenient Glebe in Lieu thereof*, was committed, had examined into the Allegations thereof, and found them to be true; and that they had made an Amendment to the Bill: Which he read in his Place, and afterwards delivered the Bill, with the Amendment, in at the Table; where the same was again read, and agreed to by the House.

Ordered, That the Bill, with the Amendment, be Ingrossed.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions from several Counties to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and are as follow:

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Frederick*, for providing the Inhabitants of that County with Arms and Ammunition, to defend themselves against the *Indians*; be rejected.

On Consideration of the Petition of *Edward Washington* and *William Payne*, Inspectors at *Occoquan* and *Pohick* Warehouses, in the County of *Fairfax*, setting forth, That since the Warehouse at *Pohick* was revived, and established under one Inspection with the Warehouse on the *North Side* of *Occoquan* River, the Quantities of Tobacco brought to both the said Warehouses respectively, have been much larger than they were formerly, and are very likely to increase; and that the Distance between the said Warehouses, (being Seven Miles by Land, and Fourteen Miles by Water,) renders the Attendance of the Petitioners at the said Warehouses, to inspect and deliver out the Tobacco, brought to, and passed in the same, very troublesome and fatiguing; and praying an Allowance to be made them for their extraordinary Trouble the Three Years last past, and an Addition to their Salary for the Time to come;

Resolved, That it is the Opinion of this Committee, That so much of the said Petition as relates to the making the said Inspectors an Allowance for their extraordinary Trouble the Three Years last past, is reasonable.

Resolved, That it is the Opinion of this Committee, That Fifteen Pounds to each of the said Inspectors, is a reasonable Allowance for their extraordinary Trouble the Three Years last past.

Resolved, That it is the Opinion of this Committee, That so much of the said Petition as relates to the making an Addition to the Salary of the said Inspectors; be rejected.

On Consideration of the Proposition from the County of *Northumberland*, to this Committee re-committed, for putting down the Warehouses on the Land of the late *Rodham Kenner*, deceased, near the Mouth of *Coan* River, and the Land of Capt. *Spencer Ball*, opposite to it, and establishing, in the room of them, Warehouses at *Ferry-Neck*.

on

on the Land of the said *Rodham Kenner* on one Side, and opposite to it, on the Land of Major *John Waughop*, on the other Side of the said River;

Resolved, That it is the Opinion of this Committee, That the said Proposition is reasonable.

On Consideration of the Proposition from the County of *Albemarle*, setting forth, That Horse-stealing has of late been frequent all over the Country, but especially in the upper Counties; and that the Horse Thieves in this and the neighbouring Colonies, have established themselves into a Confederacy for carrying on that Practice: That Horses stolen here, are usually handed to other Persons to sell, at a great Distance from the Place where they were stolen: That Horses are often turned loose after they are stolen and carried away, and then taken up as Strays, with Intent to screen the Thieves from the Penalties of the Law; and praying a Remedy against such Mischiefs for the future;

Resolved, That it is the Opinion of this Committee, That the Laws concerning Waifs and Strays; and also the Law, for continuing and amending the Act, *For preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty on Horses;* be amended.

The first of the said Resolutions being read a Second Time; and the Question being put, That the House do agree to the said Resolution?

Resolved in the Affirmative.

The second Resolution being also read, a Motion was made, to put off the Consideration of the Three succeeding Resolutions; and the Question being put thereupon;

Resolved in the Affirmative.

The fifth Resolution was again read; and the Question being put, That the House do agree to the said Resolution?

Resolved in the Affirmative.

The last of the said Resolutions being read a second Time, was, upon the Question put, agreed to by the House, with an Amendment, as follows:

On Consideration of the Proposition from the County of *Albemarle*, setting forth, That Horse-stealing has of late been frequent all over the Country, but especially in the upper Counties; and that the Horse Thieves in this and the neighbouring Colonies, have established themselves into a Confederacy for carrying on that Practice: That Horses stolen here are usually handed to other Persons to sell, at a great Distance from the Places whence they were stolen: That Horses are often turned loose after they are stolen and carried away, and then taken up as Strays, with Intent to screen the Thieves from the Penalties of the Law;

Resolved, That the said Proposition is reasonable.

A Claim of *Patrick Matthews*, for taking up a Runaway, therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims to allow the said Claims in the Book of Claims.

Ordered, That the Call of the House be put off 'til To-morrow.

The House, according to Order, resolved itself into a Committee, to consider further the Governor's Speech; and after some Time spent therein, Mr *Speaker* resumed the Chair, and Mr *Carter* reported, that the Committee had had the Governor's Speech under their further Consideration, and had made a further Progress therein; but not having time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to take into their further Consideration the Governor's Speech To-morrow.

A Member, having taken the Oaths appointed to be taken by Act of Parliament instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Tuesday,

Tuesday, November 8, 1748.

MR. Whiting, from the Committee for Courts of Justice, reported, That the Committee had, according to Order, examined what Laws have expired since the last Session of Assembly; and inspected such Temporary Laws as will expire with, or soon after the End of this Session of Assembly; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That the Act of Assembly, made in the Fifth and Sixth Years of the Reign of his present Majesty, intituled, *An Act, for laying a Duty upon Slaves, to be paid by the Buyers*; which hath been continued by several subsequent Acts of Assembly, and will expire on the last Day of July, which shall be in the Year of our Lord, 1751; ought to be further continued.

Resolved, That the Act of Assembly, made in the Nineteenth Year of the Reign of his present Majesty, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and other Purposes therein mentioned*; which will expire on the Twelfth Day of April next ensuing; ought to be continued.

Resolved, That the Act of Assembly, made in the Nineteenth Year of the Reign of his present Majesty, intituled, *An Act, for reducing the Laws made, for laying a Duty on Liquors, into one Act of Assembly*, which will expire on the Tenth Day of June, which shall be in the Year of our Lord, 1751; ought to be continued.

Resolved, That the Act of Assembly, made in the Nineteenth Year of the Reign of his present Majesty, intituled, *An Act, for continuing and amending the Act, for inspecting, weighing, and stamping all Pork and Beef, packed in this Colony, or imported for sale, before the same shall be sold here, or shipped for Exportation: And to amend the Act, intituled, An Act for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch; and for inspecting, weighing, and stamping all Flour exported*, which will expire at the End of this Session of Assembly; ought to be continued.

Resolved, That the Act of Assembly, made in the First Year of the Reign of his present Majesty, intituled, *An Act, for making more effectual Provision against Invasions and Insurrections*; and the Act of Assembly, made in the Thirteenth Year of his Majesty's Reign, *For continuing and amending the same*; both which will expire on the Twenty First Day of December next ensuing; ought to be further continued.

Resolved, That the Act of Assembly, made in the Fifteenth Year of the Reign of his present Majesty, intituled, *An Act, for reducing the Laws made, for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs, into one Act of Assembly*: And another Act of Assembly, made in the Eighteenth Year of his said Majesty's Reign, *For continuing and amending the same*: And also one other Act of Assembly, made in the Nineteenth Year of his said Majesty's Reign, *For further amending the said Act*; all which will expire at the End of this Session of Assembly; ought to be further continued.

Resolved, That the Act of Assembly, made in the Fifteenth Year of his present Majesty's Reign, intituled, *An Act, for preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty on Horses imported*: And one other Act, made in the Eighteenth Year of his said Majesty's Reign, *For continuing and amending the same*, which have expired; ought to be revived.

Resolved, That the Act of Assembly, made in the Twelfth Year of the Reign of his present Majesty, intituled, *An Act, for altering the Method of Trial of certain Criminals therein mentioned*; which was continued by one other Act, made in the Eighteenth Year of his said Majesty's Reign; and will expire on the Twenty Fifth Day of October, which shall be in the Year of our Lord 1751; ought to be further continued.

Resolved, That the Act of Assembly, made in the Fifteenth Year of his present Majesty's Reign, *For appointing a Treasurer*, which will expire at the End of this Session of Assembly; ought to be continued.

Resolved,

Resolved, That the Act of Assembly, made in the Fifteenth Year of the Reign of his present Majesty, intituled, *An Act, to empower the Justices of Elizabeth-City County to erect Pounds; and for other Purposes therein mentioned*; which having expired, was revived by one other Act of Assembly, made in the Eighteenth Year of his said Majesty's Reign, and is again expired; ought to be again revived.

Ordered, That the Committee of Trade do prepare and bring in a Bill, or Bills, pursuant to the First, Second, and Fourth Resolutions.

Ordered, That the Committee of Propositions and Grievances do prepare and bring in a Bill, pursuant to the Fifth Resolution.

Ordered, That the Committee for Courts of Justice do prepare and bring in a Bill, or Bills, pursuant to the Third, Sixth, Seventh, Ninth, and Tenth Resolutions.

A Petition of *John Moore*, Proprietor of *Gibson's Warehouse*, in *King-George County*, was presented to the House, and read; setting forth, That he has been obliged to build a new Warehouse, for the Reception of Tobacco reloaded there; and that he has also, by Order of the Court of the said County, built a Wharff, the Expence of both amounting to Thirty Five Pounds; and praying that he may be allowed what this House shall think fit for the same.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *Mary Coffield*, was offered to the House; setting forth, That her Husband, *Joseph Coffield*, enlisted himself a Soldier in the late Expedition against *Carthagera*, and died there: That about four Years ago she petitioned the General Assembly for Relief, and received Ten Pounds Current Money; since which she hath met with many Misfortunes; and praying such further Relief as this House shall think reasonable.

And the Question being put, That the said Petition be received?

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Petition of the *Pamunkey Indians*, was presented to the House, and read; setting forth, That there are Eighty Eight Acres of Land belonging to them, lying about Three or Four Miles from their Town, which has never been of any Use or Service to them; and praying that an Act of Assembly may pass to enable them to dispose of the Fee-Simple Estate of the same.

Ordered, That Mr *West* and Mr *Moore* do prepare and bring in a Bill, pursuant to the Prayer of the said Petition.

A Petition of several of the Inhabitants of the Counties of *Caroline* and *Hanover*, was presented to the House, and read; praying, That an Act may pass, to enable them to clear *Pamunkey River*, as high as *Scott's Falls*, at their own Expence.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Mr *Westwood* be added to the Committee of Claims.

Ordered, That the Order for a Call of the House, referred to this Day, be further referred 'til *Thursday* next.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows.

Resolved, That the Proposition from the County of *Albemarle*, for clearing the River *Rock-Fish*, and preventing all Obstructions and Impediments which may arise from any Mill-Dam, or otherwise; be rejected.

On Consideration of the Proposition from the County of *Albemarle*, for permitting *Allen Howard* to erect a Mill-Dam on the River *Rock-Fish*, without being obliged to make

Gate:

Gates through the same, in order to open a Passage for Vessels carrying Tobacco down the said River;

Resolved, That the said Proposition be rejected.

On Consideration of the Petition of the Merchants and other Inhabitants of the County of *Albermarle*, for repealing the Law prescribing the Method of proving Book-Debts, and substituting some other, adapted to the Circumstances of Trade, and the Convenience of the People;

Resolved, That the said Petition be rejected.

Resolved, That the Order of the Day, for the House to resolve itself into a Committee, to take into their further Consideration the Governor's Speech, referred to this Day, be further Referred 'til *Thursday* next.

27 The House proceeded to take into their Consideration, the Report from the Committee appointed to Revise the Laws; and the same was read, and agreed to by the House, as follows:

Resolved, That several of the said Laws are obsolete, useless, or otherwise provided for; and therefore ought to be Repealed: That is to say,

Acts continued or made in the Thirteenth Year of the Reign of King *Charles* the Second, *viz.*

Chap. 14. intituled, *Burial of Servants or others privately, prohibited.*

61.....*Judgment before Commissioners.*

62.....*Persons removing into the Bay.*

63.....*English Weights and Measures.*

67.....*Orphans Land not to be alien'd.*

70.....*Seating upon others Dividends.*

112.....*Two Acres of Corn for each Tithable.*

116.....*Exportation of Money.*

Also, an Act made in the Fourteenth Year of the said King's Reign, intituled, *An Act against Persons that refuse to have their Children baptized.*

An Act made in the Fifteenth Year of the same Reign, intituled, *An Act concerning the Northern Indians.*

An Act made in the Eighteen Year of the same King, intituled, *An Act commanding Law-Books to be provided for each County.*

An Act made in the Twentieth Year of the same Reign, intituled, *An Act empowering County-Courts to build Work-houses, assisted by the Vestries.*

One other Act made in the same Year, intituled, *An Act concerning the Property of Tobacco.*

An Act made in the Twenty-Fourth Year of the same King, intituled, *An Act for suppressing Vagabonds, and disposing of poor Children to Trades.*

An Act made in the Twenty-Sixth Year of the same Reign, intituled, *An Act prohibiting the Justices of the several County-Courts for levying Tobaccos upon the People, for their Accommodation and Expences, whilst they are keeping Court.*

An Act made in the Thirty-Second Year of the same Reign, intituled, *An Act reviving and reinforcing an Act made at James-City, the 20th of October, 1665, and putting the same in due Execution.*

An Act made in the Thirty-Fourth Year of the same Reign, intituled, *An Act imposing further Penalties upon any Person or Persons that shall publish or declare, that the Acts of Assembly of Virginia are not of Force.*

An Act made in the Thirty-Sixth Year of the same Reign, intituled, *An Act for the better Preservation of the Peace of Virginia; and preventing unlawful and treasonable Associations.*

An Act made in the Third Year of the Reign of King *William* and Queen *Mary*, intituled, *An Act declaring the Duty of Tanners, Curriers and Shoemakers.*

An Act made in the Fourth Year of Queen *Anne*, intituled, *An Act for Encouragement of the Land Frontiers.*

And

And one other Act made in the same Year, intituled, *An Act to prevent Indians Hunting or Ranging upon patented Lands.*

Resolved, That several other of the said Laws, are fit to remain as they now stand: To wit,

Acts made or continued, in the Thirteenth Year of King Charles the Second, Chap. 10. intituled, *The Thirtieth of January to be kept a Fast.*

11.....*The Twenty-Ninth of May to be kept Holy.*

91.....*Divulgers of false News.*

134.....*Privilege of Virginia Owners.*

Also an Act made in the Fifteenth Year of the same Reign, intituled, *An Act, for keeping Holy the Thirteenth of September.*

One other Act made in the same Year, intituled, *An Act, concerning the Entertainment of Strangers.*

An Act made in the Twenty First Year of the same King, intituled, *An Act, for freeing Virginia Owners from Castle Duties.*

An Act made in the Twenty Ninth Year of the same Reign, intituled, *An Act, declaring all the Acts, Orders, and Proceedings of a Grand Assembly, in the Month of June, 1676, void, null, and repealed.*

Several Acts made in the Thirty Second Year of the same King's Reign, viz.

Chap. 1. intituled, *An Act of free and General Pardon, Indemnity and Oblivion.*

2.....*An Act, for Naturalization.*

3.....*An Act, for raising a Public Revenue, for the better Support of the Government of this his Majesty's Colony of Virginia.*

Several Acts made in the Fourth Year of Queen Anne, viz.

Chap. 43. intituled, *An Act, directing the Building the Capitol, and the City of Williamsburg, with Additions.*

44.....*An Act, confirming Titles to Town Lands.*

45.....*An Act, for Naturalization.*

46.....*An Act, for improving the Staple of Tobacco, and for regulating the Size and Tare of Tobacco Hogsheads.*

47.....*An Act, to prevent Ships sailing in Contempt of Embargoes.*

An Act made in the Ninth Year of Queen Anne, intituled, *An Act, for raising a Public Revenue, for the better Support of the Government of her Majesty's Colony and Dominion of Virginia.*

One other Act made in the Fourth Year of the same Queen, intituled, *An Act, for Prevention of Misunderstandings between the Tributary Indians, and other her Majesty's Subjects of this Colony and Dominion; and for a free and open Trade with all Indians whatsoever.*

One other Act made in the Ninth Year of the said Queen, intituled, *An Act, to prevent the Destroying and Murdering of Bastard Children.*

An Act made in the Twelfth Year of her said Majesty, intituled, *An Act, for registering Births, Christenings, and Burials.*

An Act made in the First Year of King George the First, intituled, *An Act, for Erecting a Magazine.*

An Act made in the Eighth Year of the same King, intituled, *An Act, to oblige Ships, coming from Places infected with the Plague, to perform their Quarentine.*

One other Act made in the same Year, intituled, *An Act, for enforcing, and rendring more effectual, the Treaties already made, or hereafter to be made, with foreign Indians.*

An Act made in the Ninth Year of the same King's Reign, intituled, *An Act, for Enlarging the Jurisdiction of the Court of Hustings in the City of Williamsburg, within the Limits thereof.*

An Act made in the First Year of the Reign of his present Majesty, intituled, *An Act, for Erecting a Town in each of the Counties of Spotsylvania and King George.*

29 An Act, made in the Third and Fourth Years of his said Majesty, intituled, *An Act, for encouraging the making of Linen Cloth.*

An Act, made in his said Majesty's Eighth Year, intituled, *An Act, for more effectually obliging Persons to buy and sell by Weights and Measures, according to the English Standard.*

Several Acts, made in the Tenth Year of his present Majesty, viz.

Chap. 13. intituled, *An Act, for confirming and better securing the Titles to Lands in the Northern Neck, held under the Right Honourable Thomas, Lord Fairfax, Baron of Cameron, in that Part of Great-Britain called Scotland.*

17..... *An Act, for Relief of certain Persons who were Sufferers in the Loss of the Records of the County of Nansemond.*

24..... *An Act, to confirm the Charter of the Borough of Norfolk; and for enlarging the Jurisdiction of the Court of Hustings in the City of Williamsburg.*

An Act, made in the Twelfth Year of his said Majesty, intituled, *An Act, for the Relief of those Persons who were Sufferers in the Loss of the Records of the County of Nansemond, whose Cases have not already been provided for.*

An Act, made in the Fifteenth Year of the same Reign, intituled, *An Act, for the Relief of those Persons who were Sufferers in the Loss of the Records of the County of Nansemond, whose Cases have not already been provided for.*

One other Act, made in the same Year, intituled, *An Act, for explaining the Charter granted to the City of Williamsburg; and for enlarging the Jurisdiction of the Court of Hustings within the said City.*

An Act, made in the Eighteenth Year of his said Majesty, intituled, *An Act, for the Relief of certain Creditors.*

One other Act, made in the same Year, intituled, *An Act, to enable the Common-Hall of the City of Williamsburg to assess a Tax on the Inhabitants of the said City; for building a Prison; and for other Purposes therein mentioned.*

And an Act, made in his said Majesty's Nineteenth Year, intituled, *An Act, for Encouragement of making Salt Peter.*

And as to the remaining Laws now in Force, except such as are Temporary or private Acts, the Committee have reduced the same, with such Alterations and Amendments, as to them appeared fit and necessary, into several Bills; which they now present to this General Assembly.

Ordered, That the Committee for Courts of Justice do prepare and bring in a Bill, pursuant to the Resolution for Repealing the several Laws reported to be useless, obsolete, or otherwise provided for.

A Petition of *Joseph Strother* was presented to the House, and read; setting forth, That in the Year 1746, a Negro of his was committed to the Goal of *King George County* for Felony: That before a Commission could be procured for the said Negro's Trial, the Prison was fired, and the said Slave burnt therein; and praying that he may have such a Compensation for the loss of his said Slave, as this House shall think just.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Claim of *William Alexander*, for taking up a Run-away therein mentioned:

Also a Claim of *William Drew*, for the same Service:

Also a Claim of *Thomas Williams*, for the same Service:

Also a Claim of *Thomas Pennington*, for the same Service:

Also a Claim of *Howell Briggs*, for the same Service; were presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively in the Book of Claims.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, November 9, 1748.

MR. *Beverley* informed the House, that there were several illegal Charges in the Account of *Augusta* County, against the Public; and moved for the Directions of the House in Relation to that Matter.

Ordered, That it be an Instruction to the Committee of Claims, to deduct all Claims, not allowable by Law, out of the said Account; and that they levy the same upon the Persons who have received them, for the Use of the County; and that they discount 30 *per Cent.* out of the Claims due to the County.

A Petition of *Robert Daniel* was presented to the House, and read; setting forth, that a Negro of his attacked him and his Brother, and having much wounded his Brother, to avoid Punishment he absconded: That he procured him to be out-lawed, some time after which, he hanged himself, and praying such Relief as this House shall think fit.

And the Question being put, That the said Petition be referred to a Committee?

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Petition of the Inhabitants of *Port-Royal*, in Opposition to a Petition, praying that a Warehouse may be appointed on the Land of *John Micou*, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *William Jordan* and *Elizabeth Gains*, Widow, and Relict of *Bernard Gains*, deceased, in Behalf of themselves and of the Children of the said *Bernard Gains*, praying that an Act may pass, to dock the Intail of Six Hundred Acres of Land, lying in the Parish of *Lunenburg*, in the County of *Richmond*, and to vest the same in the said *William Jordan*; and to settle a Tract of Three Thousand Acres of Land, lying in the County of *Albemarle*, to the same Uses, in Lieu thereof; was presented to the House, and read.

Ordered, That Mr *Carter* do prepare and bring in a Bill, pursuant to the Prayer of the said Petition.

Ordered, That Mr *Bolling* have Leave to be absent from the Service of the House, 'til Monday next.

An Ingrossed Bill, *To impower the Vestry of the Parish of Martin's-Brandon, in the County of Prince-George, To sell the Glebe-Land in the said Parish, and to purchase a more convenient Glebe in Lieu thereof;* was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Bland* carry the said Bill to the Council, for their Concurrence.

A Claim of *Edward Wharton*, for taking up a Runaway, therein mentioned:

Also a Claim of *Samuel Luck*, for the same Service; were presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

A Petition of *Richard Winflow* was offered to the House, setting forth, That in the Year 1742, he was Sheriff of the County of *Orange*: That being absent from home in the Discharge of his Duty, his House, together with his Accounts of the Quit-Rents of the said County, were burned, by which Accident he was obliged to pay a large Sum of Money more than he had received, for the Quit-Rents; and praying that this House will take his Case into their Consideration, and allow him such Relief as this House shall think fit.

And the Question being put, That the said Petition be received?

Resolved in the Negative.

A Bill, prepared by the Committee for Revival of the Laws, *For the decent and uniform Celebration of Divine Service, and for the more orderly Management of Parochial Affairs:*

Also

Also a Bill, *For Punishment of slanderous Persons:*

Also a Bill, *Directing the Method of Trial of Criminals for Capital Offences; and for other Purposes therein mentioned:*

Also a Bill, *For regulating the Election of Burgeffes; for settling the Privileges, and for ascertaining their Allowances:*

Also a Bill, *To prevent the Importation of Tobacco by Water;* were severally read the First Time.

Ordered, That the said Bills be read a Second Time.

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, from several Counties to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and are as follows:

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Stafford*, for appointing a Ferry to be kept on *Patowmack* River, from the Land of Col. *Townsend Dade*, in that County, to the upper *Cedar Point*, in *Maryland*; be rejected.

On Consideration of the Petitions of the Vestry and Inhabitants of *Raleigh* Parish, in *Amelia* County, for dividing that Parish, by a Line to begin at the White Oak hunting Path, on the *South Branch of Namezian Creek*, and run thence a direct Course, so as to strike *Appamattox River* at *Ward's Ford*;

Resolved, That it is the Opinion of this Committee, That the said Petitions are reasonable.

Resolved, That it is the Opinion of this Committee, That the Petition of the Inhabitants in the Parish of *Raleigh*, in the County of *Amelia*, for Dissolving the Vestry of the said Parish; be rejected.

On Consideration of the Proposition from the County of *Accomack*, for suppressing the Warehouse at *Andrews*, on *Guilford Creek*, and Erecting another at *Finley's Point*, on *Hunting Creek*;

Resolved, That it is the Opinion of this Committee, That the said Proposition be rejected.

¹² *Resolved,* That it is the Opinion of this Committee, That the Petition of *Thomas Anderson* and *John Crutchfield*, Inspectors at *Page's Warehouse*, in *Hanover* County, for increasing their Salary; be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *John Grant* and *David Brenaugh*, Inspectors at *Morton's Warehouse*, in *King George* County, for an Addition to be made to their Salary; is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *King George*, for appointing a Public Ferry to be kept over *Rappahanock River*, from the Land of *Anderson Doniphan*, in that County, to the Land formerly of *Nicholas Meriwether*, now of *Lawrence Battaile*, in *Caroline* County; is reasonable.

Resolved, That it is the Opinion of this Committee, That the Petition of *George Morton*, of *King George* County, for appointing a Ferry to be kept over *Rappahanock River*, from his Warehouse Landing, in that County, to the Landing of *Lawrence Battaile*, in the County of *Caroline*; be rejected.

The Four First Resolutions being read a Second Time, and the Question being put, That the House do agree to the said Resolutions?

Resolved in the Affirmative.

Then the Motion was made, That the further Consideration of the other Part of the Report be put off; and the Question being put thereupon;

Resolved in the Affirmative.

Ordered, That the Committee of Propositions and Grievances do prepare and bring in a Bill, pursuant to the Second Resolution.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday,

Thursday, November 10, 1748.

A BILL, prepared by the Committee for Revival of the Laws, *Prescribing the Method for appointing Sheriffs; and for limiting the Time of their Continuance in Office, and directing their Duty therein:*

Also a Bill, *Concerning Tithables;* were severally read the First Time.

Ordered, That the said Bills be read a Second Time.

The House, according to Order, Resolved itself into a Committee, to take into their further Consideration the Governor's Speech: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* reported, That the Committee had had under their further Consideration the Governor's Speech, and had made a further Progress therein; but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to consider further the Governor's Speech, To-morrow.

Ordered, That *Miles Cary*, Jun. be appointed Clerk to the Committee of Claims, in the Room of *Miles Cary*, his Father, who has resigned.

Ordered, That Mr *Thomas Tabb* have Leave to be absent from the Service of the House 'til *Monday* next.

A Petition of *Thomas Danfie* was presented to the House, and read; setting forth, That it will be greatly for the Benefit of Travellers, to have a Ferry appointed from the old Ferry Landing, now belonging to him, to the Widow *Gooch's*, in *New-Kent*, until he can make a Causeway thro' the Marsh opposite to his said Landing; and praying that an Act of Assembly may pass for that Purpose.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

A Petition of the Inhabitants and Proprietors of the Towns of *Petersburg*, and *Blandford*, in the County of *Prince George*, was presented to the House, and read; setting forth, That it would be a great Encouragement to the said Towns, if they were established by Act of Assembly; and praying that an Act may pass for that Purpose.

Ordered, That Mr *Bland* do prepare and bring in a Bill, pursuant to the Prayer of the said Petition.

Ordered, That the Order for a Call of the House, to this Day referred, be further referred 'til *Monday* next.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, November 11, 1748.

A Petition of the Inhabitants of the County of *Lunenburg*, was presented to the House, and read; praying that an Act may pass to divide the said County, by a Line to be run from the Head of the *Westermofst* Fork of *Sandy River*, to strike *Staunton River*, below the Mouth of *Little Roanoke*, opposite to a Place called the *Sandy Bar*.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; that they do examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

A Bill, prepared by the Committee for Revival of the Laws, *To prevent the clandestine Transportation, or carrying of Persons in Debt, Servants or Slaves, out of this Colony:*

Also a Bill, *For preventing Trespasses by unruly Horses, Cattle, Hogs, Sheep, or Goats; and by taking away Boats, or other Vessels:*

Also a Bill, *Concerning Strays:*

Also a Bill, *Against stealing Hogs;* were severally read the First Time.

Ordered,

Ordered, That the Bills be read a Second Time.

The House, according to Order, resolved itself into a Committee, to consider further the Governor's Speech: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* reported, That the Committee had had the Governor's Speech under their further Consideration, and gone through the same; and had come to several Resolutions thereupon: Which he read, and then delivered in at the Table; where the same were again read, and are as follows:

Resolved, That it is the Opinion of this Committee, That the Place wherein a Building was directed to be built, by an Act, passed in the Eleventh Year of the late King *William*, and confirmed by another Act, made in the Fourth Year of Queen *Anne*, is very remote from the far greatest Part of the Inhabitants of this Colony, and by Experience has been found altogether unfit for Trade and Navigation; and that it will be grievous and burthenfome to the said Inhabitants, if the said Building should be repaired, or continued in the Place by the said Acts directed.

34 *Resolved*, That it is the Opinion of this Committee, That it will be for the general Benefit of this Colony, That a Building, for holding General Assemblies and General Courts, be Erected in a Place convenient to the Inhabitants, and commodious for Trade and Navigation.

Resolved, That it is the Opinion of this Committee, That a Town be Established on some convenient Place on *York River*, or the Branches thereof; and that a Building for holding General Courts and General Assemblies, be Erected in the said Town.

Resolved, That it is the Opinion of this Committee, That it will be commodious for Trade and Navigation, and convenient for the People, that the said Town be Established, and the said Building Erected, on the Lands of *Thomas* and *William Meriwether*, adjoining the Town of *Newcastle*; and that Five Hundred Acres be laid off for that Purpose.

Resolved, That it is the Opinion of this Committee, That the Sum of Two Thousand Pounds, Current Money, be paid to the said *William* and *Thomas Meriwether*, in Proportion to the Quantity taken from each, as full Compensation for the said Lands.

Resolved, That it is the Opinion of this Committee, That three Hundred Acres of the said Land be laid out in Lots and Streets for the said Town; and that a Committee be appointed for that Purpose.

Resolved, That it is the Opinion of this Committee, That the Committee appointed to lay off the said Town in Lots and Streets, be empowered to agree with Workmen, to undertake the Public Building; and that a Sum of Twelve Thousand Pounds be raised, for defraying that Expence.

Resolved, That it is the Opinion of this Committee, That some Allowance be made to the Inhabitants of the City of *Williamsburg*, who are like to be Sufferers by the Removal of the Seat of Government.

Resolved, That it is the Opinion of this Committee, That the Sum of Nine Thousand Pounds be given to the Inhabitants of the City of *Williamsburg*, in Consideration of the Damage they shall sustain, by the Removal of the Seat of Government.

Resolved, That it is the Opinion of this Committee, That towards raising the said several Sums, a Duty of one Shilling be laid on every Hoghead of Tobacco exported out of this Colony, to be paid by the Exporter; and a Duty of Twenty Shillings on every Coach and Chariot, of Fifteen Shillings on every Four-Wheel Chaise, and Ten Shillings on every Two-Wheel Chaise.

Resolved, That it is the Opinion of this Committee, That the Expence of supporting the *Spanish* and *French* Prisoners, during their Stay here, and the Transportation of them to the *French* and *Spanish* Settlements, is not a Country Charge, and ought not to be paid by this House.

The Three First Resolutions being read a Second Time, and the Question being put, That the House do agree to the said Resolutions?

Resolved in the Affirmative.

The

The Fourth Resolution being read a Second Time, a Motion was made, That an Amendment be made thereto; by striking out the words [William and Thomas Meriwether, *adjoining the Town of Newcastle,*] and inserting [Richard Littlepage, *on Pamunkey;*] And after a Debate, the Question being put thereupon, the House divided. Yeas go forth.

Yeas 37
Noes 34

It passed in the Affirmative.

Then the Question being put, That the House do agree to the said Resolution as amended? The House divided. Noes go forth.

Yeas 39
Noes 32

Resolved in the Affirmative.

The Fifth Resolution being read a second Time, a Motion was made, That an Amendment be made thereto; by striking out the Words [William and Thomas Meriwether, *in Proportion to the Quantity taken from each,*] and inserting [Richard Littlepage:] And the Question being put thereupon;

It passed in the Affirmative.

Then the Question was put, That the House do agree to the said Resolution, as amended?

Resolved in the Affirmative.

The Three next Resolutions were again read; and the Question being put, That the House do agree to the said Resolutions?

Resolved in the Affirmative.

The Ninth Resolution being read a Second Time, a Motion was made, That an Amendment be made thereto; by striking out the word [Nine,] and inserting [Six:] And the Question being put thereupon; the House divided.

Yeas go forth.
Noes 35
Yeas 36

It passed in the Affirmative.

Then the Question was put, That the House do agree to the said Resolution, as amended?

Resolved in the Affirmative.

The next Resolution being read a Second Time, a Motion was made, That an Amendment be made thereto, by adding these Words, [That a Duty of Six Pence per Poll be laid on every Tithable Person not employed in making Tobacco;] and the Question being put thereupon;

It passed in the Negative.

Then the Question was put, That the House do agree to the said Resolution?

Resolved in the Affirmative.

The last Resolution was read a Second Time; and the Question being put, That the House do agree thereto,

Resolved in the Affirmative.

Ordered, That a Committee be appointed to prepare and bring in a Bill, or Bills, pursuant to the Resolutions of the House; and it is referred to Mr Carter, Mr Beverley, Mr Hedgman, Mr Braxton, Mr Wormley, Mr William Waller, Mr Lomax, Mr Fry, and Mr Washington, to prepare and bring in the same.

Mr Carter, according to Order, presented to the House a Bill, *To dock the Intail of Six Hundred Acres of Land in the Parish of Lunenburg, in the County of Richmond, whereof Bernard Gaines died seised, in Fee-Tail, and to vest the same in William Jordan, Gent. in Fee-Simple; and to settle other Lands of greater Value, to the same Uses:* And the same was read the First Time; and Ordered to be read a Second Time.

A Petition of Unity Dandridge, Widow and Relict of William Dandridge, Esq; deceas'd, and Nathaniel-West Dandridge, Son, Heir, and Devisee of the said William, was

was presented to the House and read, setting forth, That the said *Unity's* Father *Nathaniel West*, late of the County of *King William*, deceased, died seised of a tract of Land, lying in the said County of *King William*, called *Barber's Hills*, intestate, and left her his only Child and Heir: That after the Death of her Father, her said late Husband entered upon the said Land in Right of her, and also purchased a Fee-Simple Estate and Inheritance of several Tracts of Land, lying in the said County, and did, by his last Will and Testament, give to his said Son *Nathaniel*, all the Lands that he purchased or had in *King William* County, to him and his Heirs for ever, on Condition that his said Son did his utmost Endeavour to dock the Entail of the Tract called *Barber's Hills*, and to have the Fee-Simple Estate of the same vested in his Brother *William*: That he devised the said Lands, together with Ten Slaves, to be settled to the same Uses: That in case his said Son *Nathaniel* should fail to do the same, he then made the Lands given to him subject to the Payment of 500 *l.* to his Son *William*: That they are desirous to perform the will of the said *William Dandridge*; and praying that an Act may pass for that Purpose.

Ordered, That Mr *Benjamin Waller* do prepare and bring in a Bill, according to the Prayer of the said Petition.

Ordered, That Mr *Gray* have Leave to be absent from the Service of the House, 'til *Tuesday* next.

Saturday, November 12, 1748.

MR. Moore, according to Order, presented to the House a Bill, *To enable the Pamunkey Town Indians, to sell a certain Tract of Land; and for other Purposes therein mentioned*: And the same was received, and read the First Time, and Ordered to be read a Second Time.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the *Resolve*, That the Sum of Fifty Pounds be paid to *George Muse*, out of the Money in the Hands of the Treasurer, to reimburse him his Expences, in returning home from the intended Expedition against *Canada*.

Also to the Bill, intituled, *An Act, to empower the Vestry of the Parish of Martin's-Brandon, in the County of Prince-George, to sell the Glebe Land in the said Parish; and to purchase a more convenient Glebe in Lieu thereof*; without any Amendment.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, a Proposition from the County of *Stafford*, to them referred; setting forth, That by an Act of General Assembly, made in the Year 1691, intituled, *An Act, for erecting Ports and Towns*, Fifty Acres of Land, where Capt. *Malachi Peal* then lived, in the County of *Stafford*, were appointed to be laid off for a Port and Town for the said County, and called *Marlborough*: That the same was laid off and Surveyed by *Theodrick Bland*, Surveyor of the said County, the 16th Day of *August*, 1691, who at the same Time surveyed Two Acres more, for the Use of a Court-house; which survey is not only entered in his Surveyor's Book, but was recorded in and among the Records of the said County, with this Difference, that one of them makes 90 Lots, and the other 93, and from Number 22, the Lots are all differently numbered; That *Matthew Thompson*, and *John Withers*, Gent. the First Feoffees of the said Town, granted about 30 of the said Lots to different Persons, according to the Survey of the said *Bland*, many of which are built on and improved, according to the Directions of the said Act of Assembly; but after their Death, *George Mason*, and *William Fitzhugh*, Gent. being appointed Feoffees of the said Town, granted several Lots in the same to divers Persons, according to a Survey thereof, mentioned in the Deeds to be made by one *Gregg*, Surveyor of the said County, on the Second Day of *September*, 1707; several of which Lots were also built on and improved; but the said *Gregg's* Survey of the said Town is no where to be found, and it is very plain, that the said *Gregg's* Survey entirely

entirely difagrees with the faid *Bland's*: That the Court-houfe of the faid County, in the faid Town, being burnt upwards of 30 Years fince, and that afterwards, a new Court-houfe being built at another Place, all or moft of the Houfes that had been built in the faid Town, were either burnt or fuffered to go to ruin; until *John Mercer*, in the Year 1726, came to live there, who having obtained a Leafe for Three Lives of the adjoining Plantations, and purchafed all or moft of the Lots that had been built upon and faved, purfuant to the faid Aét of Affembly, applied to *Henry Fitzhugh*, Efq; and *James Markham*, Gent. the then Feoffees of the faid Town, to take up fome other Lots; when it coming to be difcovered that the different Surveys made by *Bland* and *Gregg*, as aforefaid, could no ways be reconciled, the County Court of *Stafford* made an Order, bearing Date the 10th Day of *June*, 1731, That *John Savage*, the then County Surveyor, fhould, with the Directions of the faid Feoffees, lay off the faid Town, according to the ancient Bounds, and divide the fame into Lots; which was accordingly done on the 23d of *July* following, when the whole was divided into 95 Lots: But that it being found neceffary to bring a Bill in the General Court to eftablifh one of the faid Surveys, before the Feoffees could give Deeds for any of the faid Lots; and the fame having depended undetermined many Years, the Court of the faid County confidering that the faid Town hath not, for upwards of 30 Years laft paft, re-imburfed the faid County any Part of what the fame coft, but hath, on the contrary, been at fome Expence; and alfo, confidering that none of the Lots therein were ever likely to be taken up by any Perfon, except the faid *Mercer*, on the 11th Day of *Auguft*, 1747, came to an Agreement with the faid *Mercer*, to accept of Ten Thoufand Weight of Tobacco for the Ufe of the faid County, for all the faid County's Right and Intereft of, in, and to the faid Town, in Cafe the faid *Mercer* would, at his own Cofts and Charges, procure an Aét of Affembly for confirming the faid Agreement, and vefting the Fee-Simple of the fame in him, and his Heirs, excepting the Claim of all and every Perfon and Perfons, lawfully claiming any Right or Intereft therein, by any Grant or Grants from any of the Feoffees of the faid Town; and alfo excepting the Two Acres therein laid off for the Ufe of the Court-houfe, as aforefaid: And praying that the faid Agreement be confirmed; and had come to a Refolution thereupon: Which he read in his Place, and then delivered in at the Table; where the fame was again read, and is as follows:.

Resolved, That it is the opinion of this Committee, That the faid Proposition be rejected.

The faid Refolution being read a Second Time, a Motion was made, That the faid Report be re-committed: And the Queftion being put thereupon;

It paffed in the Affirmative.

Then a Motion was made, That the faid Report be re-committed to a Committee 38 of the whole Houfe: And the Queftion being put thereupon;

It paffed in the Affirmative.

Resolved, That this Houfe will refolve itfelf into a Committee upon the faid Report, on *Monday* next.

Then a Motion was made, That *John Mercer*, the Petitioner, and the Guardian of *William Brent*, be heard by their Council before the faid Committee, upon the faid Report: And the Queftion being put thereupon;

Resolved in the Affirmative.

And then the Houfe adjourn'd 'til *Monday* Morning Eleven o'Clock.

Monday,

¹See Hening, III, 53-69, 108-109, 186-189, 404-419, 432-433; alfo the Virginia Magazine of Hiftory and Biography, V, 278-282.

Monday, November 14, 1748.

A Member, having taken the Oaths appointed to be taken by Act of Parliament instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and subscribed the Test, was admitted to his Place in the House.

A Bill, *To dock the Intail of Six Hundred Acres of Land in the Parish of Lunenburg, in the County of Richmond, whereof Bernard Gains died seised in Fee-Tail, and to vest the same in William Jordan, Gent. in Fee-Simple; and to settle other Lands of greater Value to the same Uses;* was read the second Time.

Ordered, That the Bill be committed to the Members for *King George, Richmond, Effex, and Albemarle* Counties: And that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That the Order for a Call of the House, to this Day referred, be further referred 'til To-morrow.

A Bill, prepared by the Committee for Revival of the Laws, *Directing the Duty of the Surveyors of Land,* was read the First Time; and Ordered to be read a Second Time.

A Motion being made, That the House do now resolve itself into a Committee, upon the Report of the Committee of Propositions and Grievances, made on *Saturday*.

Ordered, That the Petition, praying that an Agreement between *Stafford* County and *John Mercer*, may be established by an Act of Assembly, be referred to the said Committee.

Then the House resolved itself into the said Committee: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* from the Committee, reported, That they had had the said Report under their Consideration, and also the Petition of *John Mercer*, and other Inhabitants of *Stafford* County, to them referred, and had considered the several Facts stated in the said Report; and had heard as well *John Mercer*, the Petitioner, as the Guardian of *William Brent*, by their Council; and had come to several Resolutions thereupon, which he was ready to report to the House, when they pleased to receive it.

Ordered, That the said Report be received To-morrow.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Tuesday, November 15, 1748.

A Petition of the Inspectors at *Bolling's-Point*, in *Prince George* County, was presented to the House, and read; setting forth, That in the Year 1744, the said Warehouse was disjoined from Col. *John Bolling's* Warehouse, in *Henrico* County, and their Salaries were settled at 35 Pounds a Year: That the disjoining the said Warehouses occasioned a much larger Quantity of Tobacco to be brought to *Bolling's-Point*, than was before brought to both; and praying some Allowance for their extraordinary Trouble and Expence since the Disjoining the said Warehouses, and such an additional Salary for the future, as to this House shall seem just.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

On Consideration of the Proposition from the County of *Orange*, setting forth, That the Course of the Fifth going up the River *Rappahanock*, is obstructed by the Stops, Hedges, and Mill-Dams, placed and erected cross the said River, above the Falls thereof; and

and praying that no Person, for the future, be allowed to place and erect such Stops, Hedges, and Dams, cros the said River;

Resolved, That so much of the said Proposition as relates to the disallowing the placing of Stops and Hedges cros the said River, is reasonable.

Resolved, That so much of the said Proposition as relates to the disallowing the Erecting Mill-Dams cros the said River, be rejected.

On Consideration of the Propositions from the Counties of *King George* and *Stafford*, setting forth the Difficulties the Inhabitants of those Counties have been under, for many Years past, of getting their Corn ground in the Summer Season, the Rivers (except *Rappahanock*) and Runs whereon any Mills are already built, within a convenient Distance of the said Inhabitants, being generally dry at that Time: And that on their Application to Col. *Charles Carter*, he did undertake to build a Mill on *Rappahanock* River, above the Falls thereof, which, at a very great Expence, he has so far compleated, that it serves a great Number of People, and is still capable of greater Improvement, which the said *Carter* is very ready to make, if he can have the Countenance of this House therein: And praying such Relief to be provided for the said Inhabitants as shall seem meet;

Resolved, That the said Propositions are reasonable.

On consideration of the Petition of the Merchants and others, Inhabitants of the County of *Goochland*, for Repealing the Law prescribing the Method of proving Book-Debts, and substituting some other, more adapted to the Circumstances of Trade, and the general Advantage of the People;

Resolved, That the said Petition be rejected.

On Consideration of the Proposition from the County of *Nansemond*, That no Master or Owner of Slaves, hire such Slaves to, and allow them to make Crops, or trade for themselves, and that all Slaves be immediately under the Care and Direction of their Master or white Overseer;

Resolved, That the said Proposition is reasonable.

On Consideration of the Proposition from the County of *Nansemond*, for Erecting a Public Warehouse for the Inspection of Tobacco, at a Landing called *Best's* on the Land of Mr *William Wilkinfon*, on *Lear's* Creek, on the North Side of *Nansemond* River, near opposite to the Warehouses at *Sleepy-Hole*, under one Inspection with the Warehouses at *Sleepy-Hole*;

Resolved, That the said Proposition is reasonable.

On Consideration of the Petition of the Directors, Freeholders, and Inhabitants of the Town of *Suffolk*, in the County of *Nansemond*, praying that Two Fairs, to wit, one in the Month of *May*, and the other in the Month of *November*, be annually held in the said Town: That no Inhabitants of the said Town, after the First Day of *March* next, be allowed to keep any Hogs or Goats running at large in the said Town: And that the Directors of the said Town be enabled to establish such Orders for the better Regulation of the Markets in the said Town as they shall think reasonable, and will be most agreeable to the Buyers and Sellers of Provisions therein;

Resolved, That so much of the said Petition as relates to the appointing Fairs to be held in the said Town, is reasonable.

Resolved, That so much of the said Petition as relates to the restraining the Inhabitants of the said Town from keeping Hogs and Goats running at large therein, is reasonable.

Resolved, That so much of the said Petition as relates to the enabling the Directors of the said Town, to establish such Orders for the better Regulation of the Markets in the said Town as they shall think reasonable, and will be most agreeable to the Buyers and Sellers of Provisions therein, be rejected.

Resolved, That the Petition of *Philip Noland*, for appointing a Public Ferry to be kept from his land in the County of *Fairfax*, over *Patowmack* River, to *Maryland*, be rejected.

Ordered

Ordered, That Mr *Reddick* do prepare and bring in a Bill, pursuant to the Seventh and Eighth Resolutions.

Ordered, That the Order for a Call of the House, to this Day referred, be further referred 'til To-morrow.

Mr *Carter*, according to Order, reported, That the Committee of the whole House had had under their Consideration, the Report of the Committee of Propositions and Grievances, to them re-committed; and also the Petition of *John Mercer*, and others, Inhabitants of *Stafford County*, to them referred; and have considered the Facts stated in the said Report; and have heard as well *John Mercer*, the Petitioner, as the Guardian of *William Brent*, by their Council; and have come to the following Resolutions thereupon:

Resolved, That it is the Opinion of this Committee, That a Bill be brought in, to confirm the Title of *John Mercer*, Gent. to certain Lots in the Town of *Marlborough*, in the County of *Stafford*.

Resolved, That it is the Opinion of this Committee, That the said Petition, so far as relates to felling the remaining Lots in the said Town, be rejected.

The First Resolution being read a Second Time, and the Question being put, That the House do agree thereto?

Resolved in the Negative.

The other Resolution being read a Second Time, a Motion was made, That an Amendment be made thereto; by striking out the Words [*So far as it relates to felling the remaining lots in the said Town:*] And the Question being put thereupon;

Resolved in the Affirmative.

Then the Question was put, That the House do agree to the said Resolution, as amended?

Resolved in the Affirmative.

A Bill, prepared by the Committee for Revival of the Laws, *For preventing Frauds in the Customs, and in Clearing of Ships; for ascertaining Collectors and other Officers Fees; and to prohibit and prevent the casting Ballast or dead Bodies into Rivers or Creeks:*

Also a Bill, *For the better Support of the College of William and Mary:*

Also a Bill, *For the effectual Suppression of Vice:*

Also a Bill, *Concerning Juries:*

Also a Bill, *For Limitation of Actions, and avoiding of Suits:*

Also a Bill, *Concerning Highways, Mill-Dams, and Bridges:*

Also a Bill, *For regulating Ordinaries, and Restraint of Tripling Houses;* were severally read the First Time; and ordered to be read a Second Time.

Mr *Carter* reported, That the Committee to whom the Bill, *To dock the Intail of Six Hundred Acres of Land in the Parish of Lunenburg, in the County of Richmond, whereof Bernard Gaines died seised in Fee-Tail, and to vest the same in William Jordan, Gent. in Fee-Simple; and to settle other Lands of greater Value to the same Uses,* was committed, had examined into the Allegations thereof, and found them to be true.

Ordered, That the Bill be Ingrossed.

A Bill, *To enable the Pamunkey Town Indians to sell a certain Tract of Land, and other Purposes therein mentioned;* was read the Second Time.

Ordered, That the said Bill be re-committed to Mr *Benjamin Waller*, Mr *Maffie*, and the Members for *King William* and *Hanover Counties*: That they do examine into the Allegations thereof, and report the same, as they shall appear to them, with their Opinion thereupon, to the House.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, November 16, 1748.

A Member, having taken the Oaths appointed to be taken by Act of Parliament instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Aburation, and subscribed the Test, was admitted to his Place in the House.

A Bill, intituled, *An Act, to dock the Intail of Six Hundred Acres of Land, in the Parish of Lunenburg, in the County of Richmond, whereof Bernard Gaines died seised, in Fee-Tail, and to vest the same in William Jordan, Gent. in Fee-Simple; and to settle other Lands, of greater Value, to the same Uses;* was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Carter do carry the Bill to the Council, for their Concurrence thereto.

The House being informed, That *John Blair*, Esq; in discoursing with one of the Members of this House, relating to the Seat of Government, said, pointing to the *Speaker*, who was passing by him, *There goes the Man who is at the Bottom of this hellish Scheme; and has told several Lies, and advanced many Things that he knew to be false;* and that therefore he had no Confidence in such a Man; and that his only Motive is his private Interest, tho' he pretends the Public Good. 42

Resolved, That *John Blair*, Esq; one of the Members of the Council, hath uttered most scandalous and malicious Reproaches, and false Expressions, highly reflecting upon the Honour of the *Speaker*, and the House of Burgeses.

Resolved, That *John Blair*, Esq; be charged before the Council for the Words spoken by him; and that the Council be desired to proceed in Justice against the said *John Blair*, Esq; and to inflict such Punishment on him as so high an Offence against the House of Burgeses does deserve.

Ordered, That Mr Carter, Mr Ludwell, Mr Beverley, Mr Whiting, Mr Braxton, Mr Wormley, Mr Bland, Mr Secretary, Mr Attorney, Mr Grymes, Mr Burwell, Mr West, Mr Hedgman, Mr Fitzhugh, and Mr Claiborne, do carry up the said Charge and Resolutions to the Council.

Mr Whiting, according to Order, presented to the House a Bill, *For continuing the Laws made, for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs:* And the same was read the First Time; and ordered to be read a Second Time.

A Bill, prepared by the Committee for Revival of the Laws, *For Establishing the General Court; and for regulating and settling the Proceedings therein;* was read the First Time; and Ordered to be read a Second Time.

A Written Message from the Council, was delivered by Mr Walthoe:

Mr Speaker, and Gentlemen of the House of Burgeses,

It is a Matter of the highest Concern to the Council, to find one of their Members accused by you of so great an Offence against the Speaker and your House. The Council have, pursuant to your Desire, proceeded to enquire into the Matter; and do find, that John Blair, Esq; hath, by his Confession, been guilty of a high Indignity to the Speaker and House of Burgeses: And as it is the genuine Mark of an honest and generous Mind, to acknowledge an Error, and make Satisfaction, when sensible of it; he doth declare, that he is very sorry for his Offence, and does hope that the Speaker and House of Burgeses will not impute it to any premeditated Intention in him, but will look on it, as it really is, the Effect of a warm Temper, and arising from the Weakness of Human Nature: And as the Council have shown their Readiness to give all reasonable Satisfaction to the Speaker and House of Burgeses in this Point, they hope that the House will not suffer any Breach between the Two Bodies of the Legislature, to prove an Obstruction to the effecting those important Matters we are now met upon.

Resolved, That the Matters contained in the said Message, have given the House Satisfaction.

Ordered,

Ordered, That a written Message be sent to the Council, to acquaint them, that the House of Burgesses having a just Sense of the Readiness of the Council to redress the Affront offered them by one of their Members, are satisfied with their written Message, and his Acknowledgment; and are very desirous that no Breach should subsist between the Two Bodies of the Legislature, to impede the weighty Concerns of the Public: And that the Committee who carried up the Charge and Resolutions, do go up with the said Message.

Ordered, That the Call of the House, to this Day referred, be further referred 'til To-morrow.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday, November 17, 1748.

A Petition of fundry Inhabitants and Freeholders of the County of *Spotsylvania*, in Opposition to a Petition for Removal of the Court-house of the said County, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Beverley* informed the House, That there was a Charge in the Account of *James City* County, against the Public, for the Imprisonment and Release of a Person committed for a Breach of the Peace; and moved for the Directions of the House in Relation to that Matter: And the Question being put, That the said Charge be allowed? the House divided.

Yeas go forth.

Yeas 31

Noes 42

Resolved in the Negative.

A Petition of the Inhabitants of *Goochland* County, praying that the Act, obliging Counties, when applied to by the next adjacent County, to join in building Bridges may be repealed, or amended; was presented to the House, and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Motion was made, That the Committee appointed to prepare and bring in a Bill or Bills, pursuant to the Resolutions of the Committee of the whole House, reported on *Friday* last, be directed to bring in the same at a certain Day; and the previous Question being put That the Question be now put upon the said Motion? the House divided. Yeas go forth.

Noes 34

Yeas 42

It passed in the Affirmative.

Then the Question being put upon the said Motion?

It passed in the Affirmative.

Then a Motion was made, That the Committee be directed to report the said Bill or Bills To-morrow; and the Question being put thereupon? the House divided.

Yeas go forth.

Noes 36

Yeas 40

Resolved in the Affirmative.

Ordered, That the Order for a Call of the House, to this Day referred, be further referred 'til To-morrow.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday,

Friday, November 18, 1748.

MR. *Ludwell*, from the Committee of Privileges and Elections reported That the Committee have had under their Consideration, the Petition of *Benjamin Grymes*, to them referred, complaining of an undue Election and Return of Mr *William Waller* and Mr. *Rice Curtis*, to serve as Burgeffes in this present 44
General Assembly, for the County of *Spotsylvania*; and have heard as well the Petitioner, by his Council, as the fitting Member: Whereupon it appeared to this Committee, That a Writ, duly issuing out of the Secretary's Office, for the Election of Burgeffes to serve in this present General Assembly for the County of *Spotsylvania*, dated the 28th Day of *April*, in the Twenty First Year of his present Majesty's Reign, and returnable the 30th Day of *June* afterwards, was delivered to the Sheriff of the said County, on the 4th Day of *May*, in the said Year: That afterwards, on the 6th Day of *May*, the said Sheriff caused one Copy of the said Writ to be delivered to the Minister of the Parish, and to each of the Readers of the Two several Churches and Chapel in the said County, the Time and Place by him appointed for the said Election having been first indorsed on every of the said Copies, and appointed the 31st Day of *May* aforesaid, and the Court-house of the said County for making the said Election: That the Minister or Readers of the Churches and Chapel in the said County, after the Receipt of the several Copies and Indorsements so delivered to them, and after Celebration of Divine Service therein, published, in the said several Churches and Chapel respectively, the said Copies and Indorsements, on every *Sunday* that was between the Receipt of the said Writ and the Day of Election appointed as aforesaid: That the said Sheriff afterwards, *to wit*, on the 22d Day of *May*, in the said Year, received a Proclamation, under the Hand of the Lieutenant Governor and the Seal of this Colony, bearing Date the 16th Day of *May*, in the same Year, for adjourning the County Court of *Spotsylvania* from the Court-house in the Town of *Fredericksburg*, (which, as is therein recited, was then infected with the *Small-Pox*) to the Dwelling-house of *Larkin Johnston*, in the said County, and published the said Proclamation on the 22d Day of *May*, in the said Year, being *Sunday*, in *Pamunkey* Chapel, in the said County, after Divine Service, and ordered his Under-Sheriff to publish the same at the Two Churches in the said County; but that the said Proclamation was only published in one of the said Churches, called *Mattapony* Church, and not in the Church of *Fredericksburg*: That afterwards, about a Week before the said Election, the said Proclamation was shewed by the Under-Sheriff to, and seen, by the Petitioner and others, at *Fredericksburg*, and at the Warehouses in that Town: That the Petitioner, before any Application appeared to this Committee to have been made for procuring the said Proclamation, asked the said *Larkin Johnston*, if he would go to *Williamsburg* and bring the same: That afterwards, on the said 31st Day of *May*, the Day appointed for the Election aforesaid, the Justices of the said County having never before that Time held a Court at the said *Johnston's*, nor met at the Court-house at *Fredericksburg*, and adjourned from thence, the said Sheriff read the said Writ for Election of Burgeffes, and Proclamation of Adjournment, at the said *Johnston's*, about the Hour of Ten in the Forenoon, and soon after, began to Poll the Freeholders then and there present, notwithstanding the said Sheriff was informed by the Petitioner, that his Votes were not come, and desired to defer taking the Poll until a greater Number should be assembled; which the Sheriff refused to do, saying, He was to be the Judge that Day, let who would judge afterwards; and that he intended to have a fair Election: That the Petitioner stood as a Candidate at the said Election, and continued so to do 'til the Poll was almost concluded. and gave his Vote for Two other Candidates: That about Three Days before the said Day of Election, a Bridge that was over a River between the said *Johnston's* and *Fredericksburg*, was taken up, by a Person who had undertaken, and agreed with the Court of the said County, to build a new one there; and that one of the Workmen employed in building the new Bridge, being asked, Why he had taken up the Old Bridge, answered, *To laugh at the Rappahanock Electors*: That the Day before the Election, a Cart with a Cask

Cask of Rum in it, and on the Day of the Election, several Chairs or Chaifes, passed thro' the said River; but that the sitting Members did not appear to have desired, or been privy to, the taking up the said Bridge: That one of the Freeholders of the said County, not being certain where the Election was to be made, on the Day of the Election went towards *Fredericksburg*, expecting it to be there; but hearing the contrary afterwards, went to, and voted at the said *Johnston's*: That some Persons from several other Counties, being Freeholders in *Spotsylvania*, came to, and gave their Votes at the said Election: That the said Sheriff, having first made Proclamation more than Three Times, for all Freeholders who had not been polled to give their Votes, concluded the Poll about Two o'Clock the same Day, and returned the said *William Waller*, who had 188 Votes, and *Rice Curtis*, who had 137 Votes, Burgeffes, elected for the said County; the Petitioner having only 60 Votes, and near all the Freeholders of the said County having been polled: That before the Conclusion of the Poll, the Under-Sheriff was informed, that some Freeholders who intended to vote for the Petitioner, were on their Journey to the said *Johnston's* in a Wagon, but it does not appear the High Sheriff had notice thereof; and soon after the Poll was concluded, Two or Three Freeholders came thither in a Wagon: And that they have come to several Resolutions thereupon; which he read in his Place, and then delivered in at the Table; where the same were again read, and the said *William Waller* and *Rice Curtis* were heard in their Places, and withdrew: Then the said Resolutions were read a Second Time, and agreed to by the House, as follow:

Resolved, That the Adjournment of the Court of *Spotsylvania*, from *Fredericksburg* to *Larkin Johnston's* aforefaid, was legal.

Resolved, That the Election of Burgeffes to serve in this present General Assembly for the County of *Spotsylvania*, made at the said *Johnston's*, was legal.

Resolved, That the said *William Waller* and *Rice Curtis*, are duly elected to serve in this present General Assembly for the County of *Spotsylvania*.

Ordered, That the Serjeant at Arms, with the Mace, introduce the said *William Waller* and *Rice Curtis* to their Places in the House.

Mr *Ludwell* also, from the Committee of Privileges and Elections reported, That the Committee had had under their Consideration, the Return of the Writ for Electing a Burgefs to serve in the present General Assembly for the County of *Charles-City*; and had come to a Resolution thereupon: Which he read in his Place, and then delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

Resolved, That the Return of the said Writ for electing a Burgefs for the County of *Charles-City*, is not made in the Form prescribed by Law.

Ordered, That the Return of the said Writ be amended by the Clerk at the Table.

And it was accordingly amended.

A Petition of the Chief Men of the *Nottoway Indians* was presented to the House, and read; setting forth, That in the Eighteenth Year of his present Majesty's Reign, an Act passed, *To enable the Nottoway and Nansemond Indians to sell certain Lands, and for other Purposes therein mentioned*; that among other Things, it impowered the said *Nottoway Nation*, with the Consent of certain Trustees, to sell Five Thousand Acres of their Land, lying between the *Western* Boundary of their said Tract, and *Buckhorn-Swamp*, for the best Price that could be got, not to be less than 12 l. 10 s. for every Hundred Acres: That in order to get that Price, they were obliged to lay off the best of the said Land: That the remaining Part included in the Bounds aforefaid, is barren, and of little or no Use to the said Nation; and praying that an Act may pass to enable them to sell the same.

Ordered, That Mr *Simmons* and Mr *Gray* do prepare and bring in a Bill, according to the Prayer of the said Petition.

Mr *Carter*, according to Order, presented to the House a Bill, *For further continuing the Act*, intituled, *An Act, for making more effectual Provision against Invasions and Insurrections*; and one other Act, *for continuing and amending the said Act*: And the same was read the First Time; and ordered to be read a Second Time.

Mr

Mr *Benjamin Waller*, from the Committee to whom the Bill, *To enable the Pamunkey Town Indians to sell a certain Tract of Land; and for other Purposes therein mentioned*, was committed, reported, That they had examined into the Allegations thereof, and found them to be true; and had made several Amendments thereto: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Ordered, That Mr *Harrison* be added to the Committee of Propositions and Grievances; Mr *Simmons* to the Committee of Propositions and Grievances, and Privileges and Elections; Mr *Thornton* to the Committee of Privileges and Elections; and Mr *Blackwell* to the Committee for Courts of Justice.

A Member, having taken the Oaths appointed to be taken by Act of Parliament instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

Mr *Carter*, according to Order, presented to the House a Bill, *For Establishing a Town on Pamunkey River; and other Purposes therein mentioned*.

The House was, according to Order, called over, and Excuses made for the absent Members; which was allowed of.

Then the said Bill was read; and the Question being put, That the said Bill be read a Second Time? the House divided. Noes go forth.

Yeas 36

Noes 41

It passed in the Negative.

Resolved, That the Bill, be rejected.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For re-building the Capitol, in the City of Williamsburg*; and that Mr *Ludwell* do prepare and bring in the same.

Mr *Carter* also, according to Order, presented to the House a Bill, *For laying a Duty on Tobacco exported, and on Wheel-Carriages; and for other Purposes therein mentioned*: And the same was read the First Time; and the Question being put, That the Bill be read a Second Time?

It passed in the Negative.

Resolved, That the Bill be rejected.

Mr *Ludwell*, according to Order, presented to the House a Bill, *For Re-building the Capitol, in the City of Williamsburg*: And the same was read the First Time; and the Question being put, That the Bill be read a Second Time? the House divided.

Noes go forth. Yeas 39

Noes 37

It passed in the Affirmative.

Ordered, That the Bill be read a Second Time.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, November 19, 1748.

MR. *Reddick*, according to Order, presented to the House a Bill, *For allowing Fairs to be kept in the Town of Suffolk; and preventing Hogs and Goats going at large therein*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and are as follow:

Resolved,

Resolved, That it is the Opinion of this Committee, That the Petition of *Lawrence Battaile*, againſt appointing a Public Ferry to be kept over *Rappahanock* River, from *Anderson Doniphon's* to his Land, is reaſonable.

Resolved, That it is the Opinion of this Committee, That the Petition of *William Steptoe*, Gent. for adding Forty Acres of Land, belonging to the Petitioner, which lie in the County of *Northumberland*, to the County of *Lancaſter*; be rejected.

On Conſideration of the Petition of the Inſpectors at *Bolling's-Point* Warehouse, in the County of *Prince-George*, praying a ſufficient Compensatiſon for their Expence, Labour, and Trouble, ſince the ſaid Warehouſes were diſjoined from Col. *John Bolling's*, in the County of *Henrico*, in the Year 1744, and put under a ſeparate Inſpection, which occaſioned a much larger Quantity of Tobacco to be brought thither than was before; and alſo, praying ſuch an Addition to their Salary for the Time to come, as ſhall ſeem juſt;

Resolved, That it is the Opinion of this Committee, That the ſaid Petition is reaſonable.

Resolved, That it is the Opinion of this Committee, That Twenty Pounds to each of the ſaid Inſpectors, is a reaſonable Compensatiſon for their Expence, Labour, and Trouble aforeſaid.

Resolved, That it is the Opinion of this Committee, That the Propoſition from the County of *Middleſex*, for appointing a Public Warehouse for the Inſpection of Tobacco, on the Upper Side of *Parrot's-Creek*, on the Land of Mr *Beverley Stannard*, at a Place called *Broad-Neck*, under the ſame Inſpection with the Warehouſes at *Urbanna*, in the ſaid County; is reaſonable.

Resolved, That it is the Opinion of this Committee, That the Propoſition from the 48 County of *New-Kent*, for appointing a Public Warehouse for the Inſpection of Tobacco, on the Land of *Anthony Waddy*, where formerly the Agents Warehouſes were, in that County; is reaſonable.

Resolved, That it is the Opinion of this Committee, That the Petition of the Inſpectors at *Page's* and *Crutchfield's* Warehouſes, in the County of *Hanover*, praying an Increaſe of their Salaries, and that the Time for bringing Tobacco to the Warehouſes be ſhortened; be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of the Inhabitants of the Pariſh of *Cople*, in the County of *Westmoreland*, for Diſſolving the Veftry of the ſaid Pariſh; be rejected.

Resolved, That it is the Opinion of this Committee, That the Propoſition from the County of *Spotsylvania*, for Repealing the Act, intituled, *An Act, for altering the Place for holding Courts in the County of Spotsylvania*; be rejected.

The firſt of the ſaid Reſolutions being read a Second Time,

A Motion was made, That the Houſe do now proceed to the further Conſideration of the Report from the Committee of Propoſitions, on *Wednesday* Seven-night;

And the Reſolution of the ſaid Committee, That the Propoſition from the County of *King-George*, for appointing a public Ferry to be kept over *Rappahanock* River, from the Land of *Anderson Doniphon*, in that County, to the Land formerly of *Nicholas Meriwether*, now of *Lawrence Battaile*, in *Caroline* County; is reaſonable, being read, and the Queſtion being put, That the Houſe do agree thereto.

It paſſed in the Negative.

Resolved, That the ſaid Propoſition be rejected.

Then the Queſtion being put, That the Houſe do agree to the Reſolution of the ſaid Committee, That the Petition of *George Morton* of *King George* County, for appointing a Ferry to be kept over *Rappahanock* River, from his Warehouse Landing, in that County, to the Landing of *Lawrence Battaile*, in the County of *Caroline*; be rejected.

Resolved in the Affirmative.

Ordered, That the further Conſideration of the ſaid Report be adjourned.

Then

Then the Seven first Resolutions of the said Committee this Day reported, were read a Second Time; and the Question being severally put, That the House do agree thereto;

Resolved in the Affirmative.

The Eighth Resolution being also read a Second Time; and the Question being put, That the House do agree thereto;

It passed in the Negative.

Resolved, That the Petition of the Inhabitants of the Parish of *Cople*, in the County of *Westmoreland*, for dissolving the Vestry of the said Parish; is reasonable.

The last of the said Resolutions was read a Second Time; and the Question being put, That the House do agree thereto;

Resolved in the Affirmative.

Ordered, That it be an Instruction to the Committee of Claims to make an Allowance in the Book of Claims to the Inspectors at *Bolling's Point Warehouse*, pursuant to the Resolution for that Purpose; and that the said Allowance be made to the several Inspectors who have served at the said Warehouse since the Year 1744, in Proportion to the Time they have respectively attended.

Ordered, That the Committee of Propositions and Grievances do prepare and bring in a Bill, pursuant to the Resolution, for Dissolving the Vestry of the Parish of *Cople*. 49

A Motion was made, That the House do adjourn; and the Question being put thereupon;

Resolved in the Negative.

A Bill, *For rebuilding the Capitol, in the City of Williamsburg*; was read the Second Time; and the Question being put, That the Bill be Ingrossed; the House divided. Noes go forth.

Yeas 40

Noes 32

It passed in the Affirmative.

Ordered, That the Bill be Ingrossed; and read the Third Time on *Wednesday* next; and that there be then a Call of the House.

And then the House adjourn'd, 'til *Monday* Morning Eleven o'Clock.

Monday, November 21, 1748.

M^{R.} *Whiting*, according to Order, presented to the House a Bill, *For reviving the Act, for preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty on Horses imported*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

^{Mr} *Bland*, according to Order, presented to the House a Bill, *For establishing the Towns of Petersburg and Blandford, in the County of Prince-George; and for preventing the Building Wooden Chimnies in the said Towns*: And the same was read the First Time; and *Ordered* to be read a Second Time.

An Ingrossed Bill, intituled, *An Act, to enable the Pamunkey Town Indians to sell a certain Tract of Land, and other Purposes therein mentioned*; was read the Third Time, and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That ^{Mr} *West* do carry the Bill to the Council, for their Concurrence.

A Petition of sundry the Inhabitants of the County of *King-William*, in Opposition to the Petition of *Thomas Danfe*, for appointing a Ferry from the old Ferry Landing on his Land, to the Widow *Gooch's*, in *New-kent* County; was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

^{Mr}

Mr Carter, according to Order, presented to the House a Bill, *For Dividing the Parish of Raleigh, in the County of Amelia, and Erecting the same into Two distinct Parishes*: And the same was received, and read the First Time; and ordered to be read a Second Time.

A Bill, prepared by the Committee for Revival of the Laws, *For Clearing Rivers and Creeks*:

Also a Bill, *For the Preservation of the Breed of Deer, and preventing unlawful Hunting*:

Also a Bill, *Concerning Marriages*:

And also a Bill, *Concerning Seamen*; were severally read the First Time; and Ordered to be read a Second Time.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Tuesday, November 22, 1748.

A Claim of *Ignatius Winsel*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration divers Matters to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

On Consideration of the Petition of *John Holder*,

Resolved, That he ought to be allowed the Sum of Eighteen Pounds, in full Consideration for the Wharf in the Petition mentioned.

On Consideration of the Petition of *Joel Walker*,

Resolved, That the Allegations of the said Petition are true; and that the said *Joel Walker* ought to be allowed the Sum of Forty Five Pounds for the Slave in the said Petition mentioned:

On Consideration of the Petition of *Joseph Strother*, the Younger,

Resolved, That the Allegations of the said Petition are true; and that the said *Joseph Strother* ought to be allowed the Sum of Forty Pounds for his Slave in the said Petition mentioned.

On Consideration of the Petition of *James Dillon*, of Stafford County,

Resolved, That the Allegations of the said Petition are true; and that the said *James Dillon* ought to be allowed the Sum of Thirty Pounds for the Slave in the Petition mentioned.

On Consideration of the Petition of *Anne Harrison*, Widow,

Resolved, That the said Petition ought to be rejected, for Want of sufficient Proof.

On Consideration of the Petition of *Elizabeth Prichett*, Widow,

Resolved, That the Allegations of the said Petition are true; and that the said *Elizabeth* ought to be allowed the Sum of Ten Pounds.

On Consideration of the Petition of *John Moore*, Proprietor of the Public Warehouse at *Gibson's*, in *King-George* County,

Resolved, That so much of the said Petition as relates to the re-landing of Tobacco at the said Warehouse, ought to be rejected; but that the said *John Moore* ought to be allowed the Sum of Eight Pounds, in full Consideration for the Wharf in the said Petition mentioned.

On Consideration of the Claim of *Anthony Peniston*, late Sheriff of *Prince-George* County,

Resolved, That the said Claim was rejected in the last Book of Claims, having been before paid by the County of *Prince-George* aforesaid; and that the said Claim ought to be rejected.

On

On Consideration of the Petition of *Catherine Walker*, Widow, Owner of the Public Warehouses at *Hog-Neck*, in *James-City* County,

Resolved, That the Allegations of the said Petition are true; and that the said *Catherine Walker* ought to be allowed the Sum of Seven Pounds, in full Consideration of her Expence, in Building the Wharf in the said Petition mentioned.

On Consideration of the Petition of *William Beverley*,

Resolved, That the said *William Beverley* ought to be paid the Sum of Thirty Six Pounds Three Shillings and Six Pence, for the Articles in his said Petition, not before considered to be allowed, in the following Manner; that is to say, Thirteen Pounds Three Shilling and Six Pence, for what he paid the Doctor for his Account, from the Third Day of *March*, 1745; Five Pounds for the Loss of Negro *Richmond's* Toes; and Eighteen Pounds in full for what other Damages he hath sustained.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances in the Book of Claims, pursuant to the said Resolutions.

A Message from the Council, was delivered by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, to dock the Intail of Six Hundred Acres of Land lying in the Parish of Lunenburg, in the County of Richmond, whereof Bernard Gaines died seised in Fee-Tail, and to vest the same in William Jordan, Gent. in Fee-Simple; and to settle other Lands of greater Value to the same Uses; without any Amendment.*

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions from several Counties, to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That the Proposition from the County of *Albemarle*, for restraining Planters from tending so great Numbers of Tobacco Plants as they do at present; be rejected.

Resolved, That the Proposition from the County of *Lunenburg*, for Erecting Public Warehouses for the Inspection of Hemp, and allowing a Præmium to the Makers of Hemp inspected and passed, without obliging them to export the same; is reasonable.

Resolved, That the Proposition from the County of *Lunenburg*, for lodging Money in the Hands of the Inspectors of Hemp, for the Paiment of the Præmium to the Makers thereof; be rejected.

Resolved, That the Petition of the Freeholders and Inhabitants of the Town of *New-Castle*, in the County of *Hanover*, for altering the Days of holding Fairs in the said Town, and appointing the same to be held on the Second *Tuesdays* in *May* and *October*, Annually, instead of the First *Tuesday* in *April*, and the Third *Tuesday* in *November*; is reasonable.

Resolved, That the Propositions from the County of *Fairfax*, for dividing the Parish of *Truro* in that County, by a Line to be run from the Mouth of *Difficult Run*, near the great Fall of *Patowmack* River, to the Mouth of little *Rocky Run*, on *Bull Run*; is reasonable.

On Consideration of the Petition of the Inhabitants of the Parish of *Suffolk*, in the County of *Nansemond*, for Dissolving the Vestry of the said Parish, and making void several long Leafes of the Donations to the Poor of that Parish, made for trifling Rents, and not near the Value thereof, by the said Vestry;

Resolved, That so much of the said Petition as relates to the Dissolving the said Vestry, is reasonable.

Resolved, That the Leafes of the said Donations ought to be made void.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, to whom it is referred, to prepare and bring in a Bill, pursuant to the Resolution, *For erecting Warehouses in the County of Frederick, for the Inspection of Hemp in that County; and for suffering the Inhabitants thereof to pay all their Public Dues and Officers Fees in that Commodity in Lieu of Tobacco, or for discharging them in Money, at the Rate of Three Farthings*

Farthings for every Pound of Tobacco; that they have Power to receive a Clause or Clauses, pursuant to the Resolution, for the erecting public Warehouses, for the Inspection of Hemp, in the County of Lunenburg, and allowing a Præmium to the Makers of Hemp, inspected and passed, without obliging them to export the same.

And that the said Committee do prepare and bring in a Bill or Bills, pursuant to the Three last Resolutions.

The House resumed the further Consideration of the Report from the Committee of Propositions and Grievances, made on *Wednesday* Se'nnight.

And the Two Resolutions not before considered, were read; and the Question being put, That the House do agree thereto,

Resolved in the Affirmative.

A Bill, for amending the Laws made for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs, was read the Second Time and committed.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Thursday* next.

Ordered, That it be an Instruction to the said Committee, That they have Power to receive a Clause or Clauses, pursuant to the Resolution, for appointing a Warehouse on the Land of John Osborne, in the County of Henrico:

Also pursuant to the Resolution, for appointing a Warehouse on the South Side of James River, on the Rocky Ridge, on the Land of the late William Byrd, Esq; deceased:

Also pursuant to the Resolution, for appointing a Warehouse at a Place called the Piping Tree, in King William County, under one Inspection with the Warehouses at Williams's, in the said County;

Also pursuant to the Resolution, for re-establishing the Warehouses at Peyton's, opposite to the Warehouses at Occoquan, in the County of Fairfax:

Also pursuant to the Resolution, for increasing the Salaries of Taylor Chapman and Edward Waller, Inspectors at Acquia Warehouses, in the County of Stafford:

Also pursuant to the Resolution, for increasing the Salaries of the Inspectors at Warwickqueak-Bay:

Also pursuant to the Resolution, for putting down the Warehouses on the Land of the late Rodham Kenner, deceased, near the Mouth of Coan River, and the Land of Spencer Ball, opposite to it; and establishing in the Room of them, Warehouses, at Ferry Neck, on the Land of the said Rodham Kenner on one Side, and opposite to it, on the Land of Major John Waughop, on the other Side of the said River.

Also pursuant to the Resolution, for erecting a Public Warehouse, for the Inspection of Tobacco, at a Landing called Best's, on the Land of Mr William Wilkinson, on Lear's Creek, on the North Side of Nansemond River, near opposite to the Warehouses at Sleepy Hole, under one Inspection with the said Warehouses.

Also pursuant to the Resolution, for increasing the Salary of the Inspectors at Bolling's-Point.

Also pursuant to the Resolution, for appointing a Public Warehouse for the Inspection of Tobacco, on the upper Side of Parrot's-Creek, on the Land of Mr Beverley Stannard, at the Place called Broad-Neck, under the same Inspection with the Warehouses at Urbanna.

Also pursuant to the Resolution, for appointing a Publick Warehouse for the Inspection of Tobacco, on the Land of Anthony Waddy, in the County of New-Kent, where formerly the Agents Warehouses were in that County.

Also pursuant to the Resolution, for making an Addition to the Salary of John Grant and David Brenaugh, Inspectors at Morton's Warehouse, in King George County.

The House resumed the further Consideration of the Report from the Committee of Propositions and Grievances, made on *Monday* November the Seventh; and the Resolutions not before considered, were read and agreed to by the House.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, to Edward Washington and William Payne, Inspectors at

Occoquan

Occoquan and Pohick Warehouses, in the County of Fairfax, pursuant to the Resolution for that Purpose.

A Bill, *For dividing the Parish of Raleigh, in the County of Amelia; and Erecting the same into Two distinct Parishes;* was read the Second Time, and committed to Mr Wood Jones, Mr Tabb, and Mr Bland.

A Bill, *For establishing the Towns of Petersburg and Blandford, in the County of Prince-George; and for preventing the Building Wooden Chimnies in the said Towns,* was read the Second Time; and committed to Mr Bland, Mr Eppes, and Mr Bolling.

A Bill, *For reviving the Act, for preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty on Horses imported;* was read the Second Time; and committed to the Committee for Courts of Justice.

Ordered, That it be an Instruction to the said Committee, That they have Power to receive a Clause or Clauses, pursuant to the last Resolution of the Committee of Propositions and Grievances, reported on *Monday November* the Seventh.

A Bill, *For allowing Fairs to be kept in the Town of Suffolk, and preventing Hogs and Goats going at large therein,* was read the Second Time; and committed to Mr Fry, Mr Carter, and the Members for *New-Kent* and *Hanover*.

Ordered, That it be an Instruction to the said Committee, That they have Power to receive a Clause or Clauses, pursuant to the Resolution for altering the Fair Days in the Town of *New-Castle*.

A Bill, *For further continuing the Act, intituled, An Act, for making more effectual Provision against Invasions and Insurrections;* and one other Act, *for continuing and amending the said Act,* was read the Second Time; and committed to the Committee for Courts of Justice.

A Bill, prepared by the Committee for Revival of the Laws, *Concerning Water-Mills:*

Also a Bill, *For Prevention of Abuses in Tobacco shipped on Freight;* were severally read the First Time; and *Ordered* to be read a Second Time.

A Petition of divers of the Inhabitants of the County of *James-City*, was presented to the House, and read; setting forth, That the Causeway leading into *James-Town* and *Sandy-Bay*, is become so out of Repair, that the same is likely to become a County Charge: That the keeping up of the said Causeway will be of little Service to any others than those who cross the Ferry at *James-Town*, belonging to *Richard Ambler, Esq;* That there are several responsible Freeholders of the Lands adjoining the said Ferry, who have offered to keep the said Causeway in Repair, in case the said Ferry might be removed to their Lots; and praying that the said *Richard Ambler* may be obliged to keep the said Causeway in Repair, or that the Ferry may be removed to the Land of some other Person who will keep the same in Repair.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday, November 23, 1748.

MR. Wood Jones, from the Committee to whom the Bill, *For Dividing the Parish of Raleigh, in the County of Amelia, and Erecting the same into Two distinct Parishes,* was committed, reported, That the Committee had made several Amendments to the Bill: Which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Ordered, That Mr Reddick have Leave to be absent from the Service of the House, 'til *Wednesday* next.

Also,

Also, That Mr *Wormley* have Leave to be absent from the Service of the House, 'til Tuesday next.

A Petition of the Inspectors at *Conway's* Warehouse, in the County of *Caroline*, praying an Increase of their Salary, was presented to the House, and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances; that they examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The House was, according to Order, called over; and the Members who were absent were excused, upon Account of Illness, or extraordinary Avocations.

A Motion was made, That 41 Members be sufficient to make a House to proceed upon Business; and after a Debate, the Question being put thereupon, the House divided. Yeas go forth.

Noes 35

Yeas 44

Resolved in the Affirmative.

A Bill, intituled, *An Act, for Re-building the Capitol, in the City of Williamsburg*, was read the Third Time; and the Blanks in the Bill filled up.

Then a Motion was made, That an Ingrossed Clause be added as a Rider to the Bill; and the Question being put thereupon,

It passed in the Affirmative.

And Then the Question being put, That the Bill do pass, the House divided. Noes go forth.

Yeas 40

Noes 38

Resolved, That the Bill do pass.

Ordered, That Mr *Ludwell*, Mr *Burwell*, Mr *Digges*, Mr *Attorney*, Mr *Benjamin Waller*, and Mr *Whiting*, do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, to enable the Pamunkey Town Indians to sell a certain Tract of Land; and for other Purposes therein mentioned*, with some Amendments; to which they desire the Concurrence of this House.

The House took the said Amendments into their immediate Consideration, and the same being read, were agreed to by the House.

Ordered, That Mr *Benjamin Waller* do carry the Bill to the Council, and acquaint them, That this House hath agreed to the Amendments by them made to the said Bill.

A Bill, prepared by the Committee for Revival of the Laws, *Concerning Servants and Slaves*:

Also a Bill, *Concerning the Public Prisons, and directing the Method of appointing the Keeper thereof*:

Also a Bill, *Directing the Trial of Slaves, committing Capital Offences, and for the more effectual punishing Conspiracies and Insurrections of them; and for the better Government of Negroes, Mulattos, and Indians, bond or free*, were severally read the First Time; and ordered to be read a Second Time.

A Claim of *Solomon Cook*, for taking up a Runaway, therein mentioned, was presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Ordered, That Mr *Claiborne* have Leave to be absent from the Service of the House, 'til Wednesday next.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday,

Thursday, November 24, 1748.

MR. Whiting, according to Order, presented to the House a Bill, *For continuing the Act, intituled, An Act, for reducing the Laws made, for laying a Duty on Liquors, into one Act of Assembly:* And the same was receiv'd, and read the First Time; and Ordered to be read a Second Time.

A Petition of *Leonard Henly* and *Isaac Goddin*, late Inspectors of Tobacco at the *Brick-House* and *Hog-Neck* Warehouses, setting forth, That whilst they were at *Hog-Neck* Warehouse, attending their Duty, a Hoghead of Tobacco was stolen from the *Brick-House* Warehouse, for which they were obliged to pay; and praying such Relief as this House shall think fit; was offered to the House: And the Question being put, That the said Petition be received?

Resolved in the Negative.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, from several Counties to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and are as follow:

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Richmond*, for Enacting the Act of Parliament, made in the Fifth Year of his Majesty's Reign, intituled, *An Act, for the more easy Recovery of Debts in his Majesty's Plantations and Colonies in America*, to be in Force throughout this Colony; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Richmond*, for Repealing one Clause of the Act of Assembly, made in the Twelfth Year of the Reign of his present Majesty, *Restraining Justices of the Peace, out of Court, from issuing Executions against the Body of Debtors*; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Richmond*, for illustrating and amending the Laws concerning Vagrants or Vagabonds; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Albemarle*, for allowing the Inhabitants of that County to pay their Public Dues in Money, at a lower Rate than Two Pence for every Pound of Tobacco; is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Albemarle*, for enlarging the Jurisdiction of Justices of the Peace; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Amelia*, for restraining the Practice of Destroying Deer in hard Frosts; is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Albemarle*, for more effectually preventing the Destruction of the Breed of Deer, and prohibiting Firehunting; is reasonable.

The Three First Resolutions being read a Second Time, and the Question being severally put, That the House do agree thereto?

Resolved in the Affirmative.

The Fourth Resolution being read a Second Time, and the Question being put, That the House do agree thereto?

It passed in the Negative.

Resolved, That the Proposition from the County of *Albemarle*, for allowing the Inhabitants of that County to pay their Public Dues in Money, at a lower Rate than Two Pence for every Pound of Tobacco; be rejected.

Then all the other Resolutions were read a Second Time, and the Question being put, That the House do agree thereto?

Resolved in the Affirmative.

Ordered,

Ordered, That Leave be given to bring in a Bill, to allow Persons not concerned in making Tobacco, to pay their Public Dues and Officers Fees, in Money: And that Mr Fry prepare and bring in the same.

Ordered, That Mr Maffie have Leave to be absent from the Service of the House, 'til Wednesday next.

The Order of the Day being read, for the House to resolve itself into a Committee, upon the Bill, *For continuing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in his Majesty's Customs;*

Ordered, That the said Committee be discharged from proceeding thereupon.

Ordered, That the said Bill be committed to Mr Secretary, Mr Whiting, Mr Carter, Mr Beverley, Mr Burwell, Mr Bland, Mr Braxton, Mr Attorney, Mr Washington, Mr William Waller, Mr Digges, Mr Benjamin Waller, and Mr Chiswell; and that it be an Instruction to the said Committee, that they have Power to receive the several Clauses which the Committee of the whole House were instructed to receive.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, for Re-building the Capitol, in the City of Williamsburg;* without any Amendment.

A Bill, prepared by the Committee for Revival of the Laws, *For settling the Titles and Bounds of Lands; and for preventing unlawful Hunting and Ranging;* was read the first Time; and *Ordered* to be read a Second Time.

A Petition of Mary Johnson was presented to the House, and read; setting forth, That for several Years past, she has been very successful in curing Cancers; and that she is willing to communicate her Method of performing the Cure to the Public, and to rely on this House for such a Reward as they shall think reasonable.

Ordered, That the said Petition be referred to a Committee.

And it is accordingly referred to Mr Ludwell, Mr Carter, Mr Simmons, Mr Bland, Mr Fry, Mr Beverley, Mr Burwell, and Mr West; to examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourned 'til To-morrow Morning Eleven o'Clock.

Friday, November 25, 1748.

MR. Whiting, according to Order, presented to the House a Bill, *For reviving the Act, to empower the Justices of Elizabeth-City County to erect Pounds; and for other Purposes therein mentioned:* And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

A Petition of John Hudgin, of Amelia County, was offered to the House, praying to be paid for a Negro of his, who was murdered by another Negro; and the Question being put, That the said Petition be received?

Resolved in the Negative.

A Petition of Rose Taliaferro, in Behalf of herself and her Children, by Richard Taliaferro, Gent. deceased, her late Husband, was presented to the House, and read, setting forth, That about the Year 1746, several Churches and Chappels were robbed of their Plate: That her said Husband discovered some of the Authors of the said Robberies and their Accomplices: That in discovering the said Robbers, and detecting their Crimes, he was put to great Trouble and Expence, by travelling about himself, and hiring Messengers to inquire for Witneffes against them, in distant Parts of the Country: That he very much impaired his Health by going out after them in the Night; and praying that such an Allowance may be made to her, and her said Husband's Children, as this House shall think a Reward equal to his Services.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims; and that they do examine the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

Mr

Mr *Attorney* presented to the House, an Account of *William Wyat*, Keeper of the Public Goal, of extraordinary Expences for sick Prisoners, and other Services; and the same was received, and read.

Ordered, That the said Account be referred to the Consideration of the Committee of Claims; and that they do examine the Articles thereof, and report the same, as they shall appear to them, with their Opinion thereupon, to the House.

Mr *Carter* reported, That the Committee of Propositions and Grievances had, according to Order, prepared a Bill, *For destroying Crows and Squirrels*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

And it was immediately read a Second Time; and the Question being put, That the Bill be committed?

It passed in the Negative.

Ordered, That the Bill be Ingrossed.

Ordered, That Mr *Ball* have Leave to be absent from the Service of the House, for the Recovery of his Health.

A Petition of *Mary Smith* was presented to the House, and read; setting forth, That her Husband, *James Smith*, was enlisted a Soldier in the late Expedition against *Carthage*, and died in that Service; and praying the Assistance of this House.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims; and that they do examine into the Matter thereof, and report the same with their Opinion thereupon, to the House.

A Bill, prepared by the Committee for Revival of the Laws, *To restrain the keeping too great a Number of Horses and Mares; and for amending the Breed*:

Also a Bill, *Declaring Slaves to be Personal Estate; and for other Purposes therein mentioned*:

Also a Bill, *To prevent the tending of Seconds*:

Also a Bill, *For encouraging the making and exporting Tar and Hemp*:

Also a Bill, *Giving a Reward for killing of Wolves*:

Also a Bill, *Prescribing the Method for proving Book Debts*:

Also a Bill, *For the Distribution of Intestates Estates*; were severally read the First Time; and Ordered to be read a Second Time.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, November 26, 1748.

MR. *Fry*, from the Committee to whom the Bill, *For allowing Fairs to be kept in the Town of Suffolk, and preventing Hogs and Goats going at large therein*, was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House: and he read the same in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Simmons*, according to Order, presented to the House a Bill, *To enable the Notoway Indians to sell certain Lands; and for other Purposes therein mentioned*: And the same was read the First Time; and Ordered to be read a Second Time.

A Bill, prepared by the Committee for Revival of the Laws, *For preventing excessive and deceitful Gaming*.

Also a Bill, *For the better Support of the Clergy; and for the regular collecting and paying the Parish Levies*:

Also a Bill, *For settling the current Rates of Gold and Silver Coin within this Dominion*:

Also a Bill, *To prevent frivolous and vexatious Suits*:

Also a Bill, *For encouraging Adventurers in Iron-Works*:

Also a Bill, *For appointing Public Storehouses, and ascertaining the Prices of Storage*; were severally read the First Time; and Ordered to be read a Second Time.

A Petition of *Richard Ambler*, Esq; in Opposition to the Petition of divers of the Inhabitants of the County of *James-City*, for obliging the said *Richard Ambler* to keep in Repair the Causeway leading into *James-Town* at *Sandy Bay*; was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

And then the House adjourn'd 'til *Monday Morning* Eleven o'Clock.

Monday, November 28, 1748.

MR. *Fry*, according to Order, presented to the House a Bill, *To allow Persons not concerned in making Tobacco, to discharge Levies and Officers Fees in Money*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

A Bill, *To enable the Nottoway Indians to sell certain Lands; and for other Purposes therein mentioned*, was read the Second Time; and committed to Mr *Benjamin Waller*, Mr *Simmons*, and Mr *Gray*.

A Bill, *For reviving the Act, to empower the Justices of Elizabeth-City County, to erect Pounds; and for other Purposes therein mentioned*; was read the Second Time.

Ordered, That the Bill be Ingrossed.

An Ingrossed Bill, intituled, *An Act, for Dividing the Parish of Raleigh, in the County of Amelia; and Erecting the same into Two distinct Parishes*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Tabb* do carry the Bill to the Council, and desire their Concurrence.

A Bill, prepared by the Committee for Revival of the Laws, *For Establishing County Courts; and for regulating and settling the Proceedings therein*, was read the First Time; and ordered to be read a Second Time.

And then the House adjourned 'til To-morrow Morning Eleven o'Clock.

Tuesday, November 29, 1748.

MR. *Secretary*, according to Order, laid before the House, an Account of the Money expended in supporting the Soldiers bound to *Cape-Breton*, but by bad Weather forced into this Colony, who were quartered at *York*.

Mr *Speaker* informed the House, That he had received a Letter from Mr *John Hutchings*, inclosing an Account of Disbursements for the Soldiers quartered at *Norfolk*: And he laid the said Account before the House.

Ordered, That the said Accounts do lie on the Table.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration, divers Petitions to them referred; and had come to several Resolutions thereupon: Which he read, and then delivered in at the Table; where the same were again read, and agreed to, with an Amendment to one of them, as follows:

On Consideration of the Petition of *Richard Bland*;

Resolved, That the said Petition be rejected; the said *Richard Bland* declaring, that the Rents of the said Warehouse, with what he hath already received, are sufficient Satisfaction for his building the Wharf in the said Petition mentioned.

On Consideration of the Petition of *Rose Taliaferro*, in behalf of herself and her Children, by *Richard Taliaferro*, Gent. her late Husband, deceased;

Resolved, That the Allegations of the said Petition are true; and that they ought to be allowed the Sum of 50 l. as a Reward for the Services done by the said *Richard Taliaferro* to the Public, as in the said Petition mentioned.

On

On Consideration of the Petition of the Justices of *Northampton* County;

Resolved, That they ought to be allowed the Sum of 7 *l.* in full Consideration for the Wharf in the said Petition mentioned.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances in the Book of Claims, pursuant to the said Resolutions.

A Petition of fundry Freeholders and others, Inhabitants of the Counties of *Brunswick* and *Lunenburg*, referred by the Council to the Consideration of the House, was read; setting forth, That in the Year 1746, the County of *Brunswick* was divided, and the upper Part thereof erected into a County, by the Name of *Lunenburg*: That the County of *Brunswick* is about 30 Miles in Length: That the lower Part thereof terminates in a long narrow Point, about 10 Miles in Length: That the said County is too small for two Parishes, and too expensive for One; and praying that the said County may be extended Fifteen Miles higher; and that the said narrow Point at the lower End thereof, may be added to the County of *Isle of Wight*.

Also a Petition of the Inhabitants of *Brunswick*, in Opposition to the said Petition; and praying that their Court-house may be established by Act of Assembly at the Place where it now is.

And the Question being severally put, That the said Petitions be referred to a Committee?

It passed in the Negative.

Resolved, That the said Petitions be rejected.

Mr *Benjamin Waller*, from the Committee to whom the Bill, *To enable the Nottoway Indians to sell certain Lands; and for other Purposes therein mentioned*, was committed, reported, That the Committee had examined into the Allegations of the Bill, and found them to be true; and that they had made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill with the Amendments, be Ingrossed.

Mr *Carter*, from the Committee of Propositions and Grievances reported, That the Committee had had under their Consideration divers Propositions from several Counties, to them referred, and had come to several Resolutions thereupon; which he read in his Place, and then delivered in at the Table; where they were again read, and are as follow:

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Stafford*, for removing the Public Ferry from *Claiborne's* in the County of *King-William*, over *Pamunkey* River, and Establishing the same at the Landing of Capt. *Thomas Danfie*, in the same County; be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *Thomas Danfie*, Gent. for appointing a Public Ferry to be kept from his old Landing, in the County of *King-William*, over *Pamunkey* River, to the Widow *Gooch's*, in the County of *New-Kent*, until the Petitioner can make a Causeway thro' the Marsh opposite to his said Landing; and after that Time the said Causeway; is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *King-William*, against the Petition of *Thomas Danfie*, Gent. for appointing a Public Ferry to be kept from his Landing; be rejected.

On Consideration of the Petition of *William Alcock* and *William Conner*, Inspectors at *Conway's* Warehouse, in *Caroline* County, setting forth, That before their Salary was settled at 40 *l. per Annum*, which was done in the Year 1744, not more than 1000 Hogsheds of Tobacco were Yearly brought to the said Warehouse; but that since that Time, the Number has increased to near 1700 Hogsheds: So that the Petitioners, after deducting their Salary, pay into the Treasury above Eighty Pounds Yearly; and praying that they may have such further Allowance as shall seem meet to this House;

Resolved,

Resolved, That it is the Opinion of this Committee, That the Salary of the said Inspectors be increased.

On Consideration of the Petition of the Inhabitants and Freeholders of the Town of *Port-Royal*, in the County of *Caroline*, and other Freeholders and Inhabitants of the said County, in Opposition to the Proposition from the County of *Effex*, for Erecting a Public Warehouse for the Inspection of Tobacco at *Micou's*; setting forth the Difficulty of carrying and rolling Tobacco to *Micou's*, the small Number of Hogheads that will be carried thither, and the Inconveniences to the said Town if the said Warehouse should be erected, by taking Part of the Tobacco that would otherwise be brought to the Warehouses in the said Town, which are sufficient to contain all the Tobacco inspected there; and praying that the said Proposition for erecting a Warehouse at *Micou's*; be rejected;

Resolved, That it is the Opinion of this Committee, That the said Petition is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Northampton*, for ascertaining the Method of Measuring Oats; be rejected.

Resolved, That it is the Opinion of this Committee, That the Propositions from the Counties of *Goochland*, *Albemarle*, and *Augusta*, for appointing the Courts of the said Counties respectively, to be held Quarterly, instead of Monthly, at such Times, and under such Regulations, as to this House shall seem fit; is reasonable.

Resolved, That it is the Opinion of this Committee, That the Petition of fundry Inhabitants of the Parish of *Overwharton*, in the County of *Stafford*, whose Names are thereto subscribed, for preventing the erecting a chargeable and unnecessary Church in the said Parish, which the Vestry thereof ordered to be built; and for Dissolving the said Vestry, and appointing a new Election of Vestrymen in the said Parish; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Prince-William*, for clearing a Road from the *Pignut-Ridge*, in that County, so far as to meet the Road cleared by the Inhabitants of the County of *Frederick*, to that Part of *Prince-William* which is next to the Mountains, at the Charge of the Public, or of both the said Counties, or for obliging the County of *Frederick* alone to clear the same; be rejected.

Resolved, That it is the Opinion of this Committee, That the Propositions from the County of *Prince-William*, for enabling the Justices of that County to levy Tobacco on the Tithable Inhabitants thereof, for defraying the Charges of clearing a Road from the *Pignut-Ridge*, in the said County, so far as to meet the Road cleared by the Inhabitants of the County of *Frederick*, to that Part of *Prince-William* which is next to the Mountains; is reasonable.

The Four First Resolutions were again read; and the Question being put, That the House do agree thereto?

Resolved in the Affirmative.

The Fifth Resolution being again read, the House resumed the further Consideration of the Report from the Committee of Propositions and Grievances, made on *Friday November* the Fourth; and the Resolution of the Committee, That the Proposition from the County of *Effex*, for appointing a Warehouse at *Port-Micou's*, on the Land of *John Micou*, in that County, is reasonable, being read, and the Question being put, That the House do agree thereto?

It passed in the Negative.

Resolved, That the said Proposition be rejected.

Then all the other Resolutions of the said Committee this Day reported, were again read; and the Question being severally put, That the House do agree thereto?

Resolved in the Affirmative.

Ordered, That the Committee of Propositions and Grievances do prepare and bring in a Bill or Bills, pursuant to the Second and last Resolutions.

Ordered,

Ordered, That it be an Instruction to the Committee to whom the Bill, *For continuing the Laws made, for amending the Staple of Tobacco; and for preventing Frauds in his Majesty's Customs*, is committed, that they have Power to receive a Clause pursuant to the Resolution for increasing the Salary of the Inspectors at *Conway's Warehouse*, in *Caroline County*.

Ordered, That *Mr Bland*, *Mr Hedgman*, *Mr Robert Jones*, *Mr Attorney*, *Mr Gabriel Jones*, and the Members for *Goochland*, *Albemarle*, and *Augusta* Counties, do prepare and bring in a Bill, pursuant to the Resolution for appointing the Courts of the Counties of *Goochland*, *Albemarle*, and *Augusta*, to be held Quarterly, instead of Monthly.

An Ingrossed Bill, intituled, *An Act, for destroying Crows and Squirrels*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That *Mr Carter*, *Mr Washington*, *Mr Fitzhugh*, *Mr Hedgman*, *Mr Harrison*, *Mr Fairfax*, and the Members for *Northampton* and *Accomack* Counties, do carry the Bill to the Council, for their Concurrence.

Ordered, That an Address be made to the Governor, to order a new Writ to issue, for Electing a Burgess to serve in this present General Assembly for the County of *Middlesex*, in the Room of *Mr Philip Grymes*, who has accepted of the Office of Receiver-General.

A Petition of *William Parks* was presented to the House, and read; praying that his Salary may be continued to him, as usual.

Resolved, That the Sum of 280 Pounds *per Annum* be allowed to *William Parks*, from this Time to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, Receipts for the Duty on Slaves, printing Proclamations and other Acts of Government, and all other Public Services he is now obliged to perform.

Ordered, That *Mr Benjamin Waller* do carry the said *Resolve* up to the Council, for their Concurrence.

A Petition of *Jacob Sellers* was presented to the House, and read; setting forth, That a Negro of his was committed to the Goal of *King-William County* for Felony: That before he could be tried for the said Fact, he was, thro' the Inclemency of the Weather, so frost-bitten, that tho' he was not condemned for the said Felony, he died soon after his Trial; and praying that he may have such an Allowance for his said Slave, as to this House shall seem meet.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday, November 30, 1748.

A Claim of *James Pratt*, for taking up a Runaway, therein mentioned, was presented to the House and receiv'd.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Mr Ludwell moved for Leave to bring in a Bill, for Establishing a Town on the Lands of *Richard Littlepage*, Gent. in the County of *New-Kent*.

Ordered, That Leave be given to bring in the said Bill; and it is referred to *Mr Ludwell* to prepare and bring in the same.

A Message from the Council, by *Mr Walthoe*,

That they have agreed to the Bill, intituled, *An Act, for Dividing the Parish of Raleigh, in the County of Amelia, and Erecting the same into Two distinct Parishes*; without any Amendment.

Ordered,

Ordered, That Mr *Read* be added to the Committee appointed to prepare and bring in a Bill, pursuant to the Resolution for appointing the Courts of the Counties of *Goochland*, *Albemarle*, and *Augusta*, to be held Quarterly, instead of Monthly.

Mr *Braxton*, from the Committee of Trade, presented to the House, according to Order, a Bill, *For further continuing an Act*, intituled, *An Act, for laying a Duty on Slaves, to be paid by the Buyers*:

64 Also a Bill, *For continuing an Act*, intituled, *An Act, for the better Regulating and collecting certain Officers Fees; and for other Purposes therein mentioned*:

Also a Bill, *For further continuing an Act*, intituled, *An Act, for continuing and amending an Act, for inspecting, weighing, and stamping all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation; and to amend the Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch; and for inspecting, weighing, and stamping all Flour exported*: And the same were received, and read the First Time; and Ordered to be read a Second Time.

Ordered, That Mr *Braxton* have Leave to be absent from the Service of the House, 'til Tuesday next.

Mr *Ludwell*, according to Order, presented to the House a Bill, *For Establishing a Town on the Lands of Richard Littlepage, Gent. in the County of New-Kent*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had had under their Consideration, several Matters to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same were again read, and agreed to, as follows:

On Consideration of the Petition of *Mary Smith*;

Resolved, That the Allegations of the said Petition are true; and that the said *Mary Smith* ought to be allowed the Sum of 10 Pounds.

On Consideration of the Petition of *Anne Gough*, Owner of the Public Warehouse at *Denbeigh*;

Resolved, That the said Petition be rejected; it not appearing but that the Rents of the said Warehouse are sufficient to re-imburse her the Expence of building the Wharf in the said Petition mentioned.

On Consideration of the Petition of the Justices of *Elizabeth-City* County;

Resolved, That the said Petition be rejected.

On Consideration of the Petition of *Jacob Sellars*;

Resolved, That the Allegations of the said Petition are true; and that the said *Jacob Sellars* ought to be paid the Sum of 35 Pounds for his Slave in the said Petition mentioned.

On Consideration of the Account of *William Wyatt*, Keeper of the Public Goal;

Resolved, That the said *William Wyatt* ought to be allowed the Sum of Seven Pounds Five Shillings, for his extraordinary Expences for sick Prisoners, in the said Account mentioned; and that the Services and the Articles in the said Account for guarding the Prison, and putting *John Flannagan* on board the Man of War, ought to be rejected, being no Public Charge.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances in the Book of Claims, pursuant to the said Resolutions.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, from several Counties to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where they were again read, and agreed to, as follows:

5 *Resolved*, That the Proposition from the County of *Goochland*, for Dividing that County by *James River*, and erecting that Part of the said County which is on the South Side of the said River, and called *King-William* and *Southam* Parishes, into a new and distinct County; is reasonable.

Resolved,

Resolved, That the Proposition from the County of *Goochland*, for Dividing that County, and erecting a new County on the *South* Side of *James* River, to be bounded on the *East* or lower End by the County of *Henrico*, on the *North* by *James* River, up to the Mouth of *Slate* River, and by *Slate* River, up to *Hugh Green's*, on the *West* by a direct Line to be run from *Hugh Green's* to *Brooks's* Mill, and thence continued in the same Course to *Appomattox* River, and on the *South* by *Appomattox* River; be rejected.

Resolved, That the Proposition from the County of *Goochland*, against Dividing that County; be rejected.

Resolved, That the Proposition from the County of *James-City*, for obliging *Richard Ambler*, Esq; to keep the Causeway at *Sandy-Bay*, leading to his Ferry in *James-Town*, in Repair at his own Expence, or removing the said Ferry, and establishing the same on the Land of some other Person in the said Town who will do so; be rejected.

Resolved, That the Petitions of the Churchmen of the Vestry of *Augusta*, in the County of *Augusta*, and of other Churchmen of the said Parish, for turning several Dissenters, now acting as Vestrymen of the said Parish, out of the said Vestry; be rejected.

Resolved, That the Proposition from the County of *Augusta*, for laying off a Place in the Centre of the said County, for erecting the Court-House on, of the said County; be rejected.

Resolved, That the Propositions from the County of *Orange*, for Dividing that County, and erecting that Part thereof which is within the Forks of *Rappahanock* River, into a distinct County; are reasonable.

Resolved, That the Proposition from the County of *Orange*, against Dividing that County, be rejected.

Ordered, That the Members for the County of *Goochland*, Mr *Taylor* and Mr *Beverley*, do prepare and bring in a Bill, pursuant to the Resolutions for Dividing *Goochland*, and *Orange* Counties.

Mr *Beverley*, from the Committee of Claims, moved for the Directions of the House, in what Manner they should levy the Tobacco due to Witnesses and Venire Men attending the King's Business.

Ordered, That it be an Instruction to the said Committee, to levy the said Tobacco without any Deduction.

Mr *Carter*, from the Committee of Propositions and Grievances reported, That they had, according to Order, prepared a Bill, *For Dissolving the present Vestry of the Parish of Cople, and Electing a new Vestry for the said Parish*:

Also a Bill, *For appointing a Ferry on Pamunkey River, at Danie's, in King William County*: And the same were received, and read the First Time; and Ordered to be read a Second Time.

Ordered, That the latter of the said Bills be read a Second Time on *Tuesday* next; and that the Parties both for and against the Bill be then heard, by their Council, at the Bar of the House.

A Bill, intituled, *An Act, to enable the Nottoway Indians to sell a certain Tract of Land; and other Purposes therein mentioned*, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Simmons* do carry the Bill to the Council, and desire their Concurrence.

A Bill, *To allow Persons not concern'd in making Tobacco, to discharge Levies and Officers Fees in Money*; was read a Second Time, and Committed to Mr *Beverley*, Mr *Fry*, Mr *Fairfax*, and Mr *Tabb*.

A Petition of *William Wyatt*, Keeper of the Public Goal, was presented to the House, and read, setting forth, That the Fees Established by Law for keeping of the Publick Goal, are very small; and the Times that such Fees become due and payable, are uncertain: That for some Years past Corn and Provisions of all Kinds have been very dear, occasion'd by the great Droughts: That the dearth of Wood, added to

other

other extraordinary Expences, makes it extreamly difficult for the Petitioner to support himself and Family: That he is obliged, for Want of the Tobacco due to him, which is not paid him oftener than once in Two Years, to purchase his Provisions and Wood upon Credit, at a certain Interest; and that he is very often sued on his Contracts, and thereby put to great Expences: That after the *Capitol* was burnt, the Papers and Records were put under his Care: That the Room they took up in his House obliged him, for some Time, to board out two of his Children: And praying, That this House will take his Case into their Consideration, and give him such Relief as they shall think fit.

Ordered, That the said Petition do lie on the Table.

And then the House adjourn'd 'till To-morrow Morning Eleven o'Clock.

Thursday, December 1, 1748.

A Message from the Council, by Mr *Walthoe*:

THAT they have agreed to the *Resolve*, for allowing *William Parks* the Sum of 280 Pounds *per Annum*, from this Time to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, Receipts for the Duty on Slaves, printing Proclamations, and other Acts of Government, and all other Public Services he is now obliged to perform.

Mr *Whiting*, from the Committee for Courts of Justice, according to Order, reported a Bill, *For continuing an Act*, intituled, *An Act, for appointing a Treasurer*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

A Petition of fundry Inhabitants of *Westmoreland* and *Stafford* Counties, adjacent to upper *Machotack* River, was presented to the House, and read; setting forth the Difficulties they lie under, for Want of a convenient Warehouse for the Inspection of Tobacco; and praying that a Warehouse may be erected upon the said River.

Ordered, That the said Petition do lie on the Table.

A Bill, *For continuing an Act*, intituled, *An Act, for appointing a Treasurer*, was read a Second Time; and committed to Mr *Benjamin Waller* and Mr *Attorney*.

An Ingrossed Bill, intituled, *An Act, for allowing Fairs to be kept in the Town of Suffolk, and preventing Hogs and Goats going at large therein; and for altering the Times of holding Fairs in the Town of New-Castle*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Ludwell* do carry the same to the Council, and desire their Concurrence.

Ordered, That Mr *Fitzhugh* have Leave to be absent from the Service of the House, for Recovery of his Health.

A Bill, prepared by the Committee for Revival of the Laws, *Declaring the Law concerning Executions, and for Relief of insolvent Debtors*:

Also a Bill, *For the Settlement and Regulation of Ferries; and for Dispatch of Public Expresses*:

Also a Bill, *For the better securing the Payment of Rents; and preventing the fraudulent Practices of Tenants*:

Also a Bill, *For ascertaining the Damage upon protested Bills of Exchange; and for the better Recovery of Debts due on Promisory Notes; and for the Assignment of Bonds, Obligations, and Notes*.

And also a Bill, *To restrain the taking of excessive Usury*; were severally read the First Time; and Ordered to be read a Second Time.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday,

Friday, December 2, 1748.

MR. Carrington, according to Order, presented to the House a Bill, *For Dividing the Counties of Orange and Goochland*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, from several Counties to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and are as follow:

Resolved, That it is the Opinion of this Committee, That the Propositions from the County of *Augusta*, for clearing Roads over the *Blue Ridge* of Mountains, at *Swiftrun Gap*, and Two other convenient Places; and raising a Sum of Money sufficient to defray the Charges of hiring Men, and buying Tools for that Purpose; are reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Princess-Anne*, for Repealing the Act of Assembly, made in the Year 1744, to restrain the Inhabitants of the Town of *New-Town*, in the said County, and others, from suffering Hogs to run at large within the Bounds of the said Town; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Lunenburg*, for preventing the Destruction of Deer, by hunting and killing them in the Night Times, and by Fire; is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Isle of Wight*, for obliging the Justices of that County to build a Bridge at a Place on *Blackwater-Swamp*, called *Proctor's*; be rejected.

On Consideration of the Petition of *William Meriwether*, *John Henry*, *John Bickerton*, of the County of *Hanover*, and *Francis Jerdone*, (Executor of *William Johnson*, deceased,) of *York* County, setting forth, That in the Year 1740, an Act of Assembly was made, empowering the Justices of *Hanover* County, and their Successors, or any Four or more of them, (One of whom to be of the *Quorum*) to receive Subscriptions, and the Money subscribed, from the Persons who should be willing to make such Subscriptions, and to apply the same towards building a Bridge over *Pamunkey* River, from *Newcastle* to the Land of *Edmund Littlepage*, in *King-William* County, and to design, direct, and agree with Workmen for building the same, and for the Support and Maintenance thereof: That the said Justices, or any Four or more of them, or such Persons as they shall appoint, were directed, by the said Act, to set up and erect Gates and Turnpikes on or across the said Bridge, through which no Person should be permitted to pass, without paying a Toll or Duty imposed by the said Act: That the Petitioners, *William Meriwether*, and *John Bickerton*, and the said *William Johnson*, who were Justices of the said County of *Hanover*, and one of them of the *Quorum*, contracted with one *William Walker* to build such a Bridge, as aforesaid, for the Consideration of 130 *l.* which was accordingly built, and a Gate or Turnpike set up thereon; and that a Person was appointed to receive the Toll; but that the Gate was soon afterwards broken down, and the People would not suffer the same to be re-built and to remain: That afterwards, the said *William Johnson*, in whose Hands the Subscription Paper was lodged, died, and the said Paper was never found 'til the Time limited for paying the said Subscription Money expired: That *Walker* brought a Suit against the Petitioners and the other Justices of the said County of *Hanover*, and the said *Johnson's* Executor, and recovered against the Petitioners and the said Executor only, 169 *l.* 7 *s.* 9 *d.* and 1644 Pounds of Tobacco, which they have paid; and praying such Relief in the Premises as to this House shall seem proper;

Resolved, That it is the Opinion of this Committee, That the said Petition is reasonable.

Resolved, That it is the Opinion of this Committee, That the Petition of *John Gordon*, Minister of the Parish of *Frederick*, in the County of *Frederick*, praying that his Salary may

may be paid him by the said Parish in Money, at such a Rate as shall make it equal to those of other Ministers in this Colony; is reasonable.

The Three First Resolutions being read a Second Time, and the Question being severally put, That the House do agree thereto?

Resolved in the Affirmative.

Then all the other Resolutions were read a Second Time, and the Question being severally put, That the House do agree thereto?

It passed in the Negative.

Resolved, That the Proposition from the County of *Isle of Wight*, for obliging the Justices of that County to build a Bridge at a Place on *Blackwater-Swamp*, called *Proctor's*; is reasonable.

Resolved, That the Petition of *William Meriwether*, *John Henry*, *John Bickerton*, of the County of *Hanover*, and *Francis Jerdone*, Executor of *William Johnson*: Also of the Petition of *John Gordon*, Minister of the Parish of *Frederick*, in the County of *Frederick*; be rejected.

Ordered, That Mr *Beverley*, Mr *Carter*, and the Members for *Augusta*, *Albemarle*, and *Orange* Counties, do prepare and bring in a Bill, pursuant to the First Resolution.

Ordered, That Mr *Gray* do prepare and bring in a Bill, pursuant to the Resolution for obliging the Justices of *Isle of Wight* County to build a Bridge at a Place on *Blackwater-Swamp*, called *Proctor's*.

A Motion being made,

Ordered, That it be an Instruction to the Committee of Claims, to levy the Salary of the Clerk of the General Court, without any Deduction.

The House proceeded to the Consideration of the Petition of *William Wyat*, Keeper of the Public Goal; and it was thereupon

Resolved, That the Sum of 41 l. 5s. be paid to the said *William Wyat*, as a further Allowance for his Expence in supporting the Prisoners; the Fees allowed him by Law not being sufficient.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, pursuant to the said Resolution.

Mr *Secretary*, from the Committee to whom the Bill, *For continuing the Laws made, for amending the Staple of Tobacco; and preventing Frauds in his Majesty's Customs*, was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where they were again read.

Then a Motion was made, That the said Bill be re-committed.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

The House proceeded to the Consideration of the Petition of fundry Inhabitants of *Westmoreland* and *Stafford* Counties, adjacent to upper *Machotack* River, and the same was read; and the Question being put, That the said Petition be referred to a Committee?

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for destroying Crows and Squirrels*; without any Amendment.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday,

Saturday, December 3, 1748.

A Bill, for Dissolving the present Vestry of the Parish of Cople, and Electing a new Vestry for the said Parish; was read the Second Time.

Ordered, That the Bill be Ingrossed.

Mr Beverley, from the Committee to whom the Bill, *For allowing Persons not concerned in making Tobacco, to pay their Levies and Officers Fees in Money*, was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the said Report do lie on the Table.

A Bill, *For Dividing the Counties of Orange and Goochland*, was read the Second Time; and several Amendments made thereto.

Ordered, That the Bill be Ingrossed.

Mr Ludwell, from the Committee to whom the Petition of *Mary Johnson*, offering to communicate to the Public her Method of curing Cancers, for a Reward, was committed, reported, That the Committee had examined into, and heard several Persons, upon the Matter thereof; Whereupon it appeared, That one *William Burrus* had been Fourteen Years afflicted with an Ulcer, which, according to his Description thereof, was a Cancer: That he applied to one Doctor *Comrie* to cure the same, who could not effect it; and that Dr. *Abney* afterwards attempted it, with as little Success: That Sometime afterwards, Dr *Wharton*, of *King-William*, took him under his Care, and kept him one Year; but could not do him any Service: That Dr *Seymour*, of Gloucester, confessed, that he thought the Cancer incurable: That sometime afterwards, in the Month of *April*, the said *Burrus* applied to, and put himself under the Management of the Petitioner, with whom he remained till *October* following: and in that Time the said Cancer was entirely eradicated, and he perfectly cured of it: That one *Mary Price*, having a Cancer on her knee, applied to the Petitioner; and after being with her about Seven or Eight Months, was likewise healed: And that several other Persons, effected with the same Malady, have been attended with the like Success; and had come to a Resolution thereupon: Which he read in his Place, and then delivered in at the Table; where the same was again read, and agreed to by the House, as follows:

Resolved, That the said Petitioner ought to be rewarded, if she will communicate to the Public her Method of curing Cancers.

A Motion being made,

Resolved, That the Sum of One Hundred Pounds be paid out of the Public Money, in the Hands of the Treasurer, to *Mary Johnson*, as a Reward for discovering her Method of curing Cancers, upon her producing a Certificate from under the Hands of *Philip Ludwell*, *Richard Bland*, and *Anthony Walke*, Gent. or any Two of them, who are by this House appointed to make an Experiment of the Efficacy of the Medicine that shall be by the said *Mary Johnson* to them communicated, of their Approbation thereof.

Ordered, That Mr *Ludwell* do carry the said *Resolve* to the Council, for their Concurrence.

A Message from the Council, by Mr *Wathoe*:

That they have agreed to the Bill, intituled, *An Act, for allowing Fairs to be kept in the Town of Suffolk, and preventing Hogs and Goats going at large therein; and for altering the Times for holding Fairs in the Town of Newcastle*; without any Amendment.

The House being informed, That the Sheriff of *Brunswick* attended at the Door, in Custody;

Ordered, That the said Sheriff do amend his Return; and that he be then discharged out of Custody, paying Fees.

A Bill, intituled, *An Act, for reviving the Act, to impower the Justices of Elizabeth-City County, to erect Pounds; and for other Purposes therein mentioned*; was read the Third Time; and a Blank in the Bill filled up.

Resolved,

Resolved, That the Bill do pass.

Ordered, That Mr *Westwood* do carry the Bill to the Council, for their Concurrence.

The House, according to Order, *Resolved* itself into a Committee, upon the Bill, *For continuing the Laws made, for amending the Staple of Tobacco; and preventing Frauds in his Majesty's Customs*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* reported, That the Committee had had the said Bill, together with the Amendments, under their Consideration, and had made some progress therein; but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again *Resolve* itself into a Committee, upon the said Bill, on *Monday* next.

71 Mr *Westwood*, according to Order, laid before the House, an Account of Disbursements for the Soldiers quartered at *Hampton*.

Ordered, That the said Account do lie on the Table.

Mr *Carter* moved for Leave to bring in a Bill, for Confirming the Grants on the Forks of *Rappahanock*, and on the North Side of the Dividing Line between the King, and the Proprietor of the *Northern-Neck*.

Ordered, That Leave be given to bring in a Bill, according to the said Motion: And that Mr *Carter* do prepare and bring in the same.

And then the House adjourn'd, 'til *Monday* Morning Eleven o'Clock.

Monday, December 5, 1748.

MR. *Benjamin Waller*, from the Committee to whom the Bill, *For continuing the Act, for appointing a Treasurer*, was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place and then delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Gray*, according to Order, presented to the House a Bill, *For obliging the Justices of Isle of Wight, to build a Bridge over Blackwater-Swamp, at Proctor's*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

Upon a Motion made,

The said Bill was immediately read a Second Time.

Ordered, That the said Bill be Ingrossed.

A Bill, intituled, *An Act, for Dividing the Counties of Orange and Goochland*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Carrington*, Mr *Cary*, and Mr *Taylor*, do carry the Bill to the Council, and desire their Concurrence.

Mr *Carter*, according to Order, presented to the House a Bill, *For enabling the Justices of Prince-William County, to levy Tobacco on the said County, to defray the Charges of clearing a Road therein, from the Pignut, to the Blue Ridge*:

Also a Bill, *For Confirming the Grants in the Forks of Rappahanock, and on the North Side of the Dividing Line between the King, and the Proprietor of the Northern-Neck*: And the same were received, and read the First Time; and *Ordered* to be read a Second Time.

Mr *Robert Jones* moved for Leave to bring in a Bill, to amend an Act, intituled, *An Act, to regulate Attornies practising in the County Courts; and granting Writs of Certiorari*.

Ordered, That Leave be given to bring in a Bill according to the said Motion: And it is accordingly referred to Mr *Robert Jones*, Mr *Read*, Mr *William Waller*, Mr *Bland*, and Mr *Gabriel Jones*, to prepare and bring in the same.

Ordered,

Ordered, That it be an Instruction to the said Committee, That they have Power to receive a Clause, pursuant to the Resolution for prohibiting the Attornies practising in the General Court, to practise in the County Courts.

A Bill, *For continuing an Act*, intituled, *An Act, for the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned*, was read the Second Time.

Ordered, That the Bill be Ingrossed.

The House, according to Order, Resolved itself into a Committee, upon the Bill, *For continuing the Laws made, for amending the Staple of Tobacco; and preventing Frauds in His Majesty's Customs*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* reported, That the Committee had had under their further Consideration the said Bill, together with the Amendments, and had made a further Progress therein; but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again Resolve itself into a Committee upon the said Bill, To-morrow.

Ordered, That the Chaplain do attend to read Prayers every Morning at Nine o'Clock; and that Mr *Carter* do acquaint him therewith.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday, December 6, 1748.

MR. *Beverley*, according to Order, presented to the House a Bill, *For giving a certain Sum of Money to Trustees, for Clearing Roads over the Great Mountains*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr *Beverley*, from the Committee of Claims, reported, That the Committee had examined and considered all the Public Claims, which had been laid before them this Session; and had agreed upon a Report, which he had entered in a Book: And he delivered the Book in at the Table.

Ordered, That the said Report do lie on the Table.

A Petition of *John Wily* was presented to the House, and read, setting forth, That a Negro of his, named *Sam*, alias *Dick*, was, at a Court of *Oyer and Terminer*, held in the County of *Caroline*, the Third Day of this Instant, sentenced to be hanged; and praying to be allowed for him in the Book of Claims:

And the Question being put, That the House do agree to allow the same in the Book of Claims?

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Petition of *William Clinch* was presented to the House, and read; setting forth, That *Philip Edloe*, late of the County of *Charles-City*, deceased, being, in his Life-time, seized of a certain Tract of Land, situate in the parish of *Westover*, in the said County, containing, by Estimation, 250 Acres, did, by his Last Will and Testament, in Writing, devise the same to his Daughter *Rebecca*, in Fee-Tail: That after the Death of the said *Philip Edloe*, the Petitioner intermarried with the said *Rebecca*, by whom he has Issue a Son, the Heir, in Tail, and a Daughter; since which the said *Rebecca* has also died: That it would be greatly to the Advantage of the said Heir, in Tail, if the said Lands should be sold, to raise Money to purchase Lands in the back Settlements of this Colony, and Slaves, to be settled in like Manner, in Lieu thereof: And praying that an Act may pass to dock the Intail of the said 250 Acres of Land, and vesting the same in certain Persons, in Fee-Simple, in Trust, to be by them Sold; and to apply the Purchase-Money, arising by such Sale, to the Purposes aforesaid.

Ordered,

Ordered, That Leave be given to bring in a Bill according to the Prayer of the said Petition: And it is referred to Mr *Claiborne*, and Mr *Robert Jones*, to prepare and bring in the same.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for reviving the Act, to empower the Justices of Elizabeth-City County to erect Pounds; and for other Purposes therein mentioned*; without any Amendment.

Also, that they have agreed to the Bill, intituled, *An Act, to empower the Nottoway Indians to sell certain Lands; and for other Purposes therein mentioned*, with some Amendments; to which they desire the Concurrence of this House.

The Order of the Day for a Second Reading of the Bill, *For appointing a Ferry at Danfie's*, being read, the Council for and against the Bill were called in, and the Bill was read a Second Time; and the Council against the Bill was heard; also the Council for the Bill: Then the Council against the Bill was heard by way of Reply; and the Council being withdrawn, Mr *Speaker* opened the Bill: And the Question being put, That the Bill be Ingrossed?

It passed in the Negative.

Resolved, That the Bill be rejected.

Mr *Carter* moved for Leave to bring in a Bill, concerning Gaming; and for improving the Breed of Horses.

Ordered, That Leave be given to bring in a Bill, according to the said Motion: And that Mr *Carter*, Mr *Ludwell*, and Mr *Fry*, do prepare and bring in the same.

A Bill, *For Establishing a Town on the Land of Richard Littlepage, Gent. in the County of New-Kent*, was read the Second Time.

Ordered, That the Bill be Ingrossed.

A Bill, intituled, *An Act for continuing an Act, intituled, An Act, for the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned*, was read the Third Time; and a Blank in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Secretary* do carry the Bill to the Council, for their Concurrence.

The House, according to Order, Resolved itself into a Committee, upon the Bill, *For continuing the Laws made, for amending the Staple of Tobacco; and preventing Frauds in his Majesty's Customs*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* reported, That the Committee had had the said Bill, together with the Amendments, under their further Consideration; but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again Resolve itself into a Committee, upon the said Bill, To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Wednesday, December 7, 1748.

A Bill, intituled, *An Act, for Dissolving the present Vestry of the Parish of Cople, and Electing a new Vestry in the said Parish*; was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Busshrode* do carry the Bill to the Council, for their Concurrence.

The House proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act, to enable the Nottoway Indians to sell a certain Tract of Land; and other Purposes therein mentioned*; and the same were read, and agreed to, with some Amendments.

Ordered, That a Message be sent to the Council, to acquaint them, That this House have made some Amendments to the Amendments by them proposed to the said Bill;
to

to which they desire their Concurrence: And that M^r *Benjamin Waller* do go up with the said Message.

The House, according to Order, Resolved itself into a Committee, upon the Bill, *For continuing the Laws made, for amending the Staple of Tobacco; and preventing Frauds in his Majesty's Customs:* And after some Time spent therein, M^r *Speaker* resumed the Chair; and M^r *Carter* reported, That they had had the said Bill under their further Consideration, and had gone through the same; but not having Time to draw up the Report, they had directed him to move for Leave to sit again To-morrow.

Resolved, That this House will again Resolve itself into a Committee upon the said Bill, To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Thursday, December 8, 1748.

A Bill, for giving a certain Sum of Money to Trustees, for Clearing Roads over the great Mountains, was read the Second Time.

Ordered, That the Bill be Ingrossed.

A Bill, intituled, *An Act, for appointing a Treasurer; and other Purposes therein mentioned*, was read a Third Time; and several Amendments made to the Bill.

Resolved, That the Bill do pass.

Ordered, That M^r *Whiting* do carry the Bill to the Council, for their Concurrence.

M^r *Carter*, according to Order, presented to the House a Bill, *For Dividing the Parish of Truro; and Dissolving the Vestry of the Parish of Suffolk; and other Purposes therein mentioned:* And the same was received, and read the First Time; and Ordered to be read a Second Time.

A Message from the Council, by M^r *Walthoe*:

That they have agreed to the Amendments by this House made, to the Amendments by them proposed, to the Bill, intituled, *An Act, to enable the Nottoway Indians to sell a certain Tract of Land; and other Purposes therein mentioned:*

And that they have agreed to the Bill, intituled, *An Act, for the better Regulating and Settling certain Officers Fees; and other Purposes therein mentioned;* without any Amendment.

The House, according to Order, Resolved itself into a Committee, to draw up the Report upon the Bill, *For continuing the Laws made, for amending the Staple of Tobacco; and preventing Frauds in his Majesty's Customs:* And after some Time spent therein, M^r *Speaker* resumed the Chair; and M^r *Carter* reported, That the Committee had drawn up a Report upon the said Bill, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and Part thereof agreed to by the House.

Ordered, That the Bill, with the Amendments agreed to, be Ingrossed.

A Message from the Council, by M^r *Walthoe*:

That they have agreed to the *Resolve*, for paying *Mary Johnson* One Hundred Pounds, out of the Public Money, in the Hands of the Treasurer, as a Reward for discovering her Method of curing Cancers, upon her producing a Certificate from under the Hands of *Philip Ludwell*, *Richard Bland*, and *Anthony Walke*, Gent. or any Two of them, who are by this House appointed to make an Experiment of the Efficacy of the Medicine that shall be by the said *Mary Johnson* to them communicated, of their Approbation thereof, with an Amendment; to which they desire the Concurrence of this House.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Friday,

Friday, December 9, 1748.

Ordered,

THAT there be a Call of the House on Tuesday next.

Ordered, That Mr Gray have Leave to be absent from the Service of the House, for the Recovery of his Health.

A Bill, intituled, *An Act, for giving a certain Sum of Money to Trustees, for Clearing Roads over the great Mountains*, was read the Third Time; and the Blanks in the Bill filled up, and several Amendments made thereto.

Resolved, That the Bill do pass.

Ordered, That Mr Beverley do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for obliging the Justices of Isle of Wight, to build a bridge over Blackwater-Swamp, at Proctor's*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Robert Jones do carry the Bill to the Council, for their Concurrence.

A Bill, *For enabling the Justices of Prince-William County, to levy Tobacco on the said County, to defray the Charges of clearing a Road therein, from the Pignut, to the Blue Ridge*, was read the Second Time; and committed to Mr Carter, Mr Hedgman, and Mr Thomas Harrison.

A Petition of Samuel Cobbs, complaining of an undue Election and Return of Mr Wood Jones, to serve as a Burgess in this present General Assembly for the County of Amelia, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Privileges and Elections; and that they do examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

A Petition of Thomas Everard was presented to the House, and read; setting forth, That at the Burning of the Capitol, the Books and Papers belonging to the General Court and Secretary's Office, were thrown together in great Disorder, and intermixed with many of the Books and Papers belonging to the Council-Office and this House: That he was at very great Labour and Pains in sorting and separating the same; and praying that this House will make him such Satisfaction as is reasonable.

Resolved, That the sum of Thirty Pounds be paid to the Secretary of this Colony, out of the Public Money in the Hands of the Treasurer; to be by him distributed among the several Clerks of his Office, for their Care and Trouble in preserving and sorting the Papers belonging to the Council and this House, in Proportion to their respective Services.

Ordered, That an Allowance be made in the Book of Claims, pursuant to the said Resolution.

A Bill, intituled, *An Act, for Establishing a Town on the Land of Richard Littlepage, Gent. in the County of New-Kent*, was read the Third Time; and the Blanks in the Bill filled up, and several Amendments made thereto.

Resolved, That the Bill do pass.

Ordered, That Mr Ludwell do carry the Bill to the Council, for their Concurrence.

A Bill, *For further continuing an Act, intituled, An Act, for laying a Duty on Slaves, to be paid by the Buyers*:

Also a Bill, *For further continuing an Act, intituled, An Act, for continuing and amending an Act, for inspecting, weighing, and stamping all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation; and to amend the Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch; and for inspecting, weighing, and stamping all Flour exported*:

Also a Bill, *For continuing the Act, intituled, An Act, for reducing the Laws made for laying a Duty upon Liquors, into one Act of Assembly*: were severally read the Second Time.

Ordered, That the said Bills be committed to the Committee of Trade.

The

The House proceeded to the Consideration of the Amendment, proposed by the Council, to the *Resolve* for paying *Mary Johnson* 100 l. for the Discovery of her Method of curing Cancers; and the same was read, and agreed to by the House.

Ordered, That Mr *Ludwell* do go up with a Message to the Council, and acquaint them, That this House have agreed to the Amendment by them proposed to the said *Resolve*.

The House proceeded to the Consideration of the Report of the Committee to whom the Bill, *To allow Persons not concerned in making Tobacco, to pay their Levies and Officers Fees in Money*, was committed; and the same was read.

Upon a Motion made,

Ordered, That the Bill be recommitted to the said Committee.

A Bill, *For Dividing the Parish of Truro; and Dissolving the Vestry of the Parish of Suffolk; and other Purposes therein mentioned*, was read the Second Time; and committed to Mr *Bland*, Mr *Benjamin Waller*, Mr *Hedgman*, Mr *Carter*, Mr *Reddick*, Mr *Burwell*, and Mr *Walke*.

A Bill, *For Confirming the Grants in the Forks of Rappahanock, and on the North Side of the Dividing Line between the King, and the Proprietor of the Northern-Neck*, was read the Second Time; and committed to Mr *Beverley*, Mr *Fairfax*, Mr *Carter*, and Mr *Washington*.

Mr *Ludwell* moved for Leave to bring in a Bill, to empower *Thomas Danfie* to make a Causeway on the Marsh opposite to the said *Danfie's* Wharf.

Ordered, That Leave be given to bring in a Bill according to the said Motion: And that Mr *Ludwell* do prepare and bring in the same.

The House proceeded to take into their Consideration, the Book of Claims: and Part thereof was read, and agreed to, with some Amendments.

Ordered, That the further Consideration of the said Book be adjourn'd 'til To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Saturday, December 10, 1748.

A Message from the Council, by Mr *Walthoe*:

THAT they have agreed to the Bill, intituled, *An Act, for Establishing a Town on the Land of Richard Littlepage, Gent. in the County of New-Kent*:

Also to the Bill, intituled, *An Act, to enable the Justices of Isle of Wight, to build a bridge over Blackwater-Swamp, at Proctor's*; without any Amendment.

A Petition of *Sarah Chatt*, Widow, was presented to the House, and read; setting forth, That her Husband being enlisted in his Majesty's Service, to go against the *Spaniards*, was killed in the said service; and praying such Relief as this House thinks proper.

Resolved, That an Allowance of 10 l. be made to the said *Sarah Chatt*, for her Relief.

Ordered, That the said Allowance be inserted in the Book of Claims.

The House resumed the further Consideration of the Book of Claims; and another Part thereof was read, and agreed to, with some Amendments.

Ordered, That the further Consideration of the said Book, be adjourn'd 'til Monday next.

And then the House adjourn'd, 'til Monday Morning Ten o'Clock.

Monday, December 12, 1748.

A N Ingrossed Bill, intituled, *An Act for amending the Staple of Tobacco; and preventing Frauds in his Majesty's Customs*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Secretary* do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for appointing a Treasurer; and other Purposes therein mentioned*, without any Amendment.

And that they have agreed to the Bill, intituled, *An Act, for giving a certain Sum of Money to Trustees, for Clearing Roads over the great Mountains*, with some Amendments; to which they desire the Concurrence of this House.

Mr *Ludwell*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Petition of *Samuel Cobbs* to them referred, complaining of an undue Election and Return of Mr *Wood Jones*, to serve as a Burgess in this present General Assembly, for the County of *Amelia*; and had partly heard as well the Petitioner as sitting Member, and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where they were again read, and agreed to by the House, as follows:

Resolved, That the Persons who voted at the said Election, whose Freeholds are questioned, either by the Petitioner or sitting Member, be examined upon Oath, before *Charles Irby, William Watson, Hezekiah Ford, William Booker, and John Nash*, of the same County, Gent. or any Three or more of them, whether they be Freeholders or not, except such of them as did swear to their Freeholds at the Election.

Resolved, That the Petitioner and sitting Member be at Liberty to examine Witnesses before the Persons appointed to take such Examination, as aforesaid, as well to the Freeholds of any Persons who voted at the Election, altho' such Persons swore to their Freeholds at such Election, or shall swear to the same at the Examination, as to the Omission of the Sheriff to poll any Persons who voted at the Election, either for the Petitioner or sitting Member, and to the Freeholds of such Persons.

Resolved, That as well the Petitioner as sitting Member, do, at least Ten Days before the Examination of their Witnesses, deliver to each other a List of the Names of the Voters objected to; and that it be an Instruction to the Persons before whom the Examinations are to be taken, to examine how long such Voters have been in Possession of, and paid Quit-Rents, for the Lands or Tenements in Right of which they voted at the Election: And that they return the Examination to this Committee on the Second *Wednesday* in *March* next.

The House proceeded to the further Consideration of the Book of Claims, and the remaining Part thereof was read, and several Amendments made thereto; and the Allowances of the several Officers being added, the same was agreed to by the House.

Ordered, That Mr *Beverley* do carry the Book to the Council, for their Concurrence; and that he do wait on the Governor, and desire his Assent thereto.

Ordered, That a Committee for proportioning the Public Levy be appointed of the following Persons: Mr *Beverley*, Mr *Westwood*, Mr *Benjamin Waller*, Mr *Elligood*, Mr *Turner*, and Mr *Dangerfield*.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday, December 13, 1748.

MR. *Beverley*, from the Committee to whom the Bill, *To enable Persons not concerned in making Tobacco, to discharge Levies and Officers Fees, in Money*, was re-committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Carter*, from the Committee to whom the Bill, *For enabling the Justices of Prince-William County, to levy Tobacco on the said County, to defray the Charges of clearing a Road therein, from the Pignut, to the Blue Ridge*, was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to

to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and disagreed to.

Ordered, That the Bill be Ingrossed.

Mr *Bland*, from the Committee to whom the Bill, *for Establishing the Towns of Peterburg and Blandford, in the County of Prince George; and for preventing the Building Wooden Chimnies in the said Towns*, was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Ordered, That the Call of the House be adjourn'd 'til To-morrow.

A Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and subscribed the Test, was admitted to his Place in the House.

Mr *Beverley*, from the Committee to whom the Bill, *For confirming the Grants in the Fork of Rappahanock, and on the North Side of the Dividing Line between the King and the Proprietor of the Northern-Neck*, was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Ordered, That Mr *Corbin* be added to the Committee of Propositions and Grievances; the Committee of Trade; and the Committee of Privileges and Elections.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Wednesday, December 14, 1748.

A Bill, intituled, *An Act, for confirming the Grants made by his Majesty within the Bounds of the Northern-Neck, as they are now established*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for Establishing the Towns of Peterburg and Blandford, in the County of Prince-George; and for preventing the Building of Wooden Chimnies in the said Towns*; was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Bland* do carry the Bill to the Council for their Concurrence.

A Motion being made,

Ordered, That it be an Instruction to the Committee to whom the Bill, intituled, *An Act, for reducing the Laws made, laying a Duty upon Liquors into one Act of Assembly*, was committed, That they have Power to receive a Clause for laying an additional Duty of One Penny a Gallon upon Liquors.

A Bill, intituled, *An Act, to allow Persons not concerned in making Tobacco, to discharge Levies and Officers Fees in Money*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Fry* do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Book of Claims, without any Amendment.

Mr *Burwell* moved, That it might be an Instruction to the Committee to whom the Bill, intituled, *An Act, for laying a Duty upon Slaves, to be paid by the Buyers* was committed,

mitted, That they have Power to receive a Clause for laying an additional Duty of Five *per Cent.* upon Slaves: And the Question being put thereupon;

Resolved in the Negative.

Ordered, That Mr *Washington* have Leave to be absent from the Service of the House.

Mr *Burwell* moved for Leave to bring in a Bill, for laying a Duty upon Wheel-Carriages: And the Question being put thereupon;

Resolved in the Negative.

The House was, according to Order, called over, and the Names of such Members as made Default to appear, were taken down; and the List of Defaulters being called over, Excuses were made for some of them, which were allowed.

The name of Mr *Lemuel Reddick* being called over, and his Excuse not being allowed;

Ordered, That Mr *Lemuel Reddick* be taken into the Custody of the Serjeant at Arms, for neglecting to attend the Service of this House.

Mr *Ludwell*, according to Order, presented to the House a Bill, *To impower Thomas Danie to make a Causeway thro' the Marsh opposite to his Wharf*: And the same was read the First Time; and *Ordered* to be read a Second Time.

A Bill, intituled, *An Act, for enabling the Justices of Prince-William, to levy Tobacco on the said County, to defray the Charges of Clearing a Road therein, from the Pignut, to the Blue-Ridge*; was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Thomas Harrison* do carry the Bill to the Council, for their Concurrence.

Ordered, That Mr *Spotswood* and Mr *Taylor* have Leave to be absent from the Service of the House.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for amending the Staple of Tobacco; and preventing Frauds in his Majesty's Customs*; without any Amendment.

Mr *Ludwell*, from the Committee of Privileges and Elections, reported, That the Committee had had under their further Consideration, the Petition of Mr *James Patten*, to them referred, complaining of an undue Election and Return of Mr *John Madison*, to serve as a Burgess in this present General Assembly, for the County of *Augusta*, and had fully heard as well the Petitioner as the sitting Member; and had come to several Resolutions thereupon: Which he read, and then delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That Mr *John Madison*, the sitting Member, had a greater Number of legal Freeholders, who voted for him at the Election of the said County of *Augusta*, than Mr *James Patten*.

Resolved, That Mr *John Madison* is duly Elected to serve as a Burgess in this present General Assembly, for the said County of *Augusta*.

Ordered, That a Committee for examining the Inroll'd Bills, be appointed of the following Persons: Mr *Whiting*, Mr *Bland*, Mr *William Waller*, Mr *Attorney*, Mr *Robert Jones*, and Mr *Gabriel Jones*.

A Bill, *To impower Mr Thomas Danie to make a Causeway thro' the Marsh opposite to his Wharf*, was read the Second Time.

Ordered, That the Bill be Ingrossed.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Thursday, December 15, 1748.

A Petition of *Durham Hall*, of *Norfolk*, Merchant, was presented to the House, and read; setting forth, That about the First of *May* last, he imported a considerable Quantity of Rum into this Colony, for the Duty of which he gave Bond to the Naval Officer, as directed by Law: That he sent a great Part of it in a Vessel to *Rappahanock* River, where it was sold; and as the Vessel was returning

returning with the Proceeds, she unfortunately met with a *Spanish* Privateer in the Bay, who plundered her of Money and other Things, to the Amount of 900 *l.* and praying that this House will take his Case into their Consideration, and discharge him from paying the Duty of the said Rum, or give him such Relief as to them shall seem meet.

Resolved, That *Durham Hall* be discharged from paying 33 *l.* 10 *s.* for which he has given Bond to the Naval-Officer at *Hampton*, for the Duty of Rum imported into this Colony; it appearing that the said Rum was sold on *Rappahanock* River, and that the Vessel, with the Proceeds thereof, was taken by a Privateer in the Bay, in her Return to *Norfolk*.

Ordered, That *Mr Carter* do carry the said Resolve to the Council, for their Concurrence.

A Message from the Council, by *Mr Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for Confirming the Grants made by his Majesty within the Bounds of the Northern-Neck, as they are now Established*:

Also to the Bill, intituled, *An Act, for Establishing the Towns of Petersburg and Blandford, in the County of Prince-George; and for preventing the Building Wooden Chimnies in the said Towns*; without any Amendment.

And that they have agreed to the Bill, intituled, *An Act, for enabling the Justices of Prince-William, to levy Tobacco on the said County, to defray the Charges of Clearing a Road therein, from the Pignut, to the Blue-Ridge*; with some Amendments; to which they desire the Concurrence of this House. 82

The House took the said Amendments into their immediate Consideration, and the same being read, were agreed to by the House.

Ordered, That *Mr Wormley* do go up with a Message to the Council, and acquaint them, That this House have agreed to the Amendments by them proposed to the said Bill.

Ordered, That *Mr Fry* have Leave to be absent from the Service of this House.

Mr Ludwell, moved for Leave to bring in a Bill, for regulating the Practitioners in Physic, Chirurgery, and Pharmacy, in this Colony; for settling their Fees, and granting them certain Privileges and Immunities.

Ordered, That Leave be given to bring in a Bill according to the said Motion: And that *Mr Ludwell* and *Mr Corbin* do prepare and bring in the same.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, for giving a certain Sum of Money to Trustees, for Clearing Roads over the great Mountains*; and the same being read, were disagreed to by the House.

Ordered, That *Mr Carter* do go up to the Council with a Message, and acquaint them, That this House cannot agree to the Amendments by them proposed to the said Bill: and that they desire they will pass the Bill without the Amendments.

Mr Claiborne, according to Order, presented to the House a Bill, *To dock the Intail of Two Hundred and Fifty Acres of Land, in the Parish of Westover, in the County of Charles-City, whereof Rebecca, Wife of William Clinch, lately died seised, in Fee-Tail, and to vest the same in certain Trustees, in Fee-Simple; and for other Purposes therein mentioned*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

Mr Braxton, from the Committee to whom the Bill, intituled, *An Act for continuing the Act, intituled, An Act, for reducing the Laws made for laying a Duty upon Liquors, into one Act of Assembly*, was committed, reported, That the Committee had made an Amendment thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendment, in at the Table; where the same was again read, and agreed to by the House.

Ordered, That the Bill, with the Amendment, be Ingrossed.

Mr Ludwell, according to Order, presented to the House a Bill, *For regulating the Practitioners in Physic, Chirurgery, and Pharmacy, in this Colony; for settling their Fees,*
and

and granting them certain Privileges and Immunities: And the same was received, and read the First Time; and Ordered to be read a Second Time.

A Bill, intituled, *An Act, to empower Thomas Danie to make a Causeway thro' the Marsh opposite to his Wharf*; was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Ludwell* do carry the Bill to the Council, for their Concurrence.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, from several Counties to them referred; and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and are as follow:

53 *Resolved*, That it is the Opinion of this Committee, That the Proposition from the County of *Hanover*, for clearing *Pamunkey* River, and making the same navigable up to *Scot's* Falls; be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of fundry Persons whose Names are thereto subscribed, for empowering the Petitioners to clear *Pamunkey* River as high as *Scot's* Falls, at their own Expence; is reasonable.

Resolved, That it is the Opinion of this Committee, That the Petition of the Constables of the County of *Effex*, praying that they may be paid for conveying Runaway Servants to their Masters, and that the Servants repay their Masters by Service, in the same Manner as is directed for taking up such Servants; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Goochland*, for repealing or amending the Laws relating to Bridges; be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Accomack*, for Electing Vestries once in every Three Years; be rejected.

On Consideration of the Proposition from the County of *Fairfax*, for removing the Public Ferry now kept from the Land of *John Aubrey*, deceased, over *Patowmack* River to *Maryland*, and appointing the same to be kept on the Land of *George Mason*, where *William Queen* lives;

Resolved, That it is the Opinion of this Committee, That so much of the said Proposition as relates to removing the said Ferry, be rejected.

Resolved, That it is the Opinion of this Committee, That it will be convenient for Travellers, if a Public Ferry be appointed to be kept on the said *George Mason's* Land.

On Consideration of the Petition of the Minister and Vestry of the Parish of *Dettingen*, in the County of *Prince-William*, setting forth, That their Parish was, by an Act of Assembly, divided from the Parish of *Hamilton*, in the said County; which Act empowered the Vestries of both Parishes to sell the old Glebe of *Hamilton* Parish, and buy more convenient Glebes for both Parishes: But that the Minister and Vestry of *Hamilton* Parish have refused to join in a Sale of the old Glebe, and wholly enjoyed the same; and praying such Relief as shall seem proper to this House;

Resolved, That it is the Opinion of this Committee, That the said Petition be rejected; the said old Glebe being sold, and the Money paid for the same, distributed according to Law.

The Four First Resolutions were read a Second Time, and the Question being put, That the House do agree thereto?

Resolved in the Affirmative.

The Fifth Resolution being read a Second Time, and the Question being put, That the House do agree thereto?

It passed in the Negative.

Resolved, That the Proposition from the County of *Accomack*, for Electing Vestries once in every Three Years, is reasonable.

The

The Sixth Resolution was read a Second Time, and the Question being put, That the House do agree thereto?

Resolved in the Affirmative.

The Seventh Resolution being read a Second Time, and the Question being put, That the House do agree thereto?

Resolved in the Negative.

Then the other Resolution was read, and agreed to by the House.

Ordered, That Mr *Beverley*, Mr *Robert Jones*, and Mr *Wormley*, do prepare and bring in a Bill, pursuant to the Resolution for Electing Vestries once in every Three Years.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Friday, December 16, 1748.

A Bill, *To dock the Intail of Two Hundred and Fifty Acres of Land in the Parish of Westover, in the County of Charles-City, whereof Rebecca, Wife of William Clinch, lately died seised, in Fee-Tail, and to vest the same in certain Trustees, in Fee-Simple; and for other Purposes therein mentioned;* was read the Second Time,

Ordered, That the Bill be committed to Mr *Robert Jones*, Mr *Claiborne*, Mr *Kennon*, and Mr *Benjamin Harrison*: And that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Braxton*, from the Committee to whom the Bill, *For further continuing the Act, intituled, An Act, for laying a Duty on Slaves, to be paid by the Buyers*, was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

An Ingrossed Bill, intituled, *An Act, for continuing the Act, intituled, An Act, for reducing the Laws made, for laying a Duty upon Liquors, into one Act of Assembly*, was read the Third Time; and the Blanks in the Bill filled up.

Then a Motion was made, That an Ingrossed Clause be added, as a Rider to the Bill: And the Question being put thereupon;

Resolved in the Negative.

Resolved, That the Bill do pass.

Ordered, That Mr *Braxton* do carry the Bill to the Council, for their Concurrence.

Ordered, That there be a Call of the House To-morrow.

A Bill, *For Regulating the Practitioners in Physic, Chirurgery, and Pharmacy, in this Colony; for settling their Fees; and for granting them certain Privileges and Immunities*, was read a Second Time; and committed to Mr *Ludwell*, Mr *Corbin*, Mr *Benjamin Waller*, Mr *Robert Jones*, Mr *Burwell*, and Mr *Attorney*.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Resolve, for discharging *Durham Hall* from paying Thirty Three Pounds Ten Shillings, for which he has given Bond to the Naval-Officer at *Hampton*, for the Duty of Rum imported into this Colony; it appearing that the said Rum was sold on *Rappahanock River*, and that the Vessel, with the Proceeds thereof, was taken by a Privateer in the Bay, in her Return to *Norfolk*.

Also, that they recede from the Amendments by them proposed to the Bill, intituled, *An Act, for giving a certain Sum of Money to Trustees, for Clearing Roads over the Great Mountains*.

Also that they have agreed to the Bill, intituled, *An Act, to impower Thomas Danfie to make a Causeway thro' the Marsh opposite to his Wharf*, without any Amendment.

And that they have agreed to the Bill, intituled, *An Act, to allow Persons not concerned in making Tobacco, to discharge Levies and Officers Fees, in Money*; with some Amendments; to which they desire the Concurrence of this House.

And

And the Houfe took the faid Amendments into their immediate Confideration; and the fame being read, were difagreed to.

Ordered, That Mr *Bland* do go up with a Meffage to the Council, and acquaint them, That this Houfe cannot agree to the Amendments by them propofed to the faid Bill; and that they defire they will pafs the Bill without the Amendments.

Mr *Ludwell*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Confideration, the Return of the new Writ for Electing a Burgefs to ferve in this prefent General Affembly, for the County of *Middlefex*; and had come to a Refolution thereupon: Which he read in his Place, and then delivered in at the Table; where the fame was again read, and agreed to by the Houfe, as follows:

Resolved, That the Return of the faid Writ is made in the Form prefcribed by Law. And then the Houfe adjourn'd, 'til To-morrow Morning Ten o'Clock.

Saturday, December 17, 1748.

MR. *Beverley* reported, That the Committee appointed had, according to Order, fettled the Proportion of the Public Levy, and ftated the fame in a Book; which he delivered in at the Table: And the fame was read, and agreed to by the Houfe.

Ordered, That Mr *Beverley* do carry the Book to the Council, for their Concurrence.

A Meffage from the Council, by Mr *Walthoe*:

That they have agreed to the Book of Proportions; and obtain'd the Governor's Affent thereto.

Alfo, that they have agreed to the Bill, intituled, *An Act, for continuing the Act, intituled, An Act, for reducing the Laws made, for laying a Duty upon Liquors, into one Act of Affembly*; without any Amendment.

Mr *Beverley* prefented to the Houfe a Bill, *For raifing a Public Levy; and other Purpofes therein mentioned*: And the fame was received, and read the Firft Time.

Ordered, That the faid Bill be immediately read a Second Time.

And it was accordingly read.

Ordered, That the Bill be Ingroffed.

An Ingroffed Bill, intituled, *An Act, for raifing a Public Levy; and other Purpofes therein mentioned*, was read the Third Time.

Resolved, That the Bill do pafs.

Ordered, That Mr *Beverley* do carry the Bill to the Council, and defire their Concurrence.

A Meffage from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for raifing a Public Levy; and other Purpofes therein mentioned*; without any Amendment.

Mr *Whiting* reported, That the Perfons appointed, had, according to Order, examined the Inrolled Bills, and rectified fuch Miftakes as were found therein; and the fame were truly Inrolled.

Ordered, That Mr *Whiting* do carry the Inrolled Bills to the Council, for their Infpection.

A Meffage from the Council, by Mr *Walthoe*:

That they have infpected the Inrolled Bills, and are fatified that they are truly Inrolled.

A Meffage from the Governor, by Mr *Walthoe*:

Mr *Speaker*,

The Governor commands the immediate Attendance of this Houfe in the Council-Chamber; and that you bring with you fuch Bills as are ready for his Affent.

And Mr *Speaker*, with the Houfe, went up accordingly; and the Governor was pleafed to give his Affent to the following Public and Private Bills:

An

An Act, for amending the Staple of Tobacco; and preventing Frauds in his Majesty's Customs.

An Act, for continuing the Act, intituled, An Act, for reducing the Laws made for laying a Duty upon Liquors, into one Act of Assembly.

An Act, for Re-building the Capitol, in the City of Williamsburg.

An Act, for confirming the Grants made by his Majesty within the Bounds of the North-ern-Neck, as they are now established.

An Act, for enabling the Justices of Prince-William, to levy Tobacco on the Inhabitants of the said County, to defray the Charges of Clearing a Road therein, from the Pignut, to the Blue-Ridge.

An Act, for Destroying Crows and Squirrels.

An Act, for continuing an Act, intituled, An Act, for the better Regulating and Collecting certain Officers Fees; and for other Purposes therein mentioned.

An Act, for obliging the Justices of Isle of Wight, to build a Bridge over Blackwater-Swamp, at Proctor's.

An Act, for Establishing a Town on the Land of Richard Littlepage, Gent. in the County of New-Kent.

An Act, for appointing a Treasurer; and other Purposes therein mentioned.

An Act, to empower the Vestry of the Parish of Martin's-Brandon, in the County of Prince-George, to sell the Glebe Land in the said Parish; and to purchase a more convenient Glebe in Lieu thereof.

An Act, for Dividing the Parish of Raleigh, in the County of Amelia; and Erecting the same into Two distinct Parishes.

An Act, for Establishing the Towns of Peterfburg and Blandford, in the County of Prince-George; and for preventing the Building Wooden Chimnies in the said Towns.

An Act, for giving a certain Sum of Money to Trustees, for Clearing Roads over the Great Mountains.

An Act, to empower Thomas Dansie to make a Causeway thro' the Marsh opposite to his Wharf.

An Act, for allowing Fairs to be kept in the Town of Suffolk, and preventing Hogs and Goats going at Large therein; and for altering the Times of holding Fairs in the Town of Newcastle.

An Act, for reviving the Act, to empower the Justices of Elizabeth-City County, to erect Pounds; and for other Purposes therein mentioned.

An Act, to enable the Pamunkey Town Indians, to sell a certain tract of Land; and other Purposes therein mentioned.

An Act, to enable the Nottoway Indians to sell certain Lands; and for other Purposes therein mentioned.

An Act, to dock the Intail of Six Hundred Acres of Land, in the Parish of Lunenburg, in the County of Richmond, whereof Bernard Gaines died seised, in Fee-Tail, and to vest the same in William Jordan, Gent. in Fee-Simple; and to settle other Lands, of greater Value, to the same Uses.

An Act, for raising a Public Levy; and other Purposes therein mentioned.

The Governor also gave his Assent to the following Resolves of the House of Burgeffes, which the Council had agreed to, viz.

That the Sum of Fifty Pounds be paid to *George Muse*, out of the Money in the Hands of the Treasurer, to re-imburse him his Expences, in returning home from the intended Expedition against *Canada*.

That the Sum of Two Hundred and Eighty Pounds *per Annum* be allowed to *William Parks*, from this Time to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, Receipts for the Duty of Slaves, printing Proclamations and other Acts of Government, and all other Public Services he is now obliged to perform.

That

That the sum of One Hundred Pounds be paid, out of the Public Money in the Hands of the Treafurer, to *Mary Johnson*, as a Reward for discovering her Method of curing Cancers, upon her producing a Certificate to the said Treafurer, from under the Hands of *Philip Ludwell*, *Richard Bland*, and *Anthony Walke*, or any Two of them, (who are empowered to make an Experiment of the Efficacy of the Medicine that shall be by the said *Mary Johnson* to them communicated) of their Approbation thereof.

That *Durham Hall* be discharged from paying Thirty Three Pounds Ten Shillings, for which he has given Bond to the Naval-Officer at *Hampton*, for the Duty of Rum imported into this Colony; it appearing that the said Rum was sold on *Rappahanock* River, and that the Vessel, with the Proceeds thereof, was taken by a Privateer in the Bay, in her Return to *Norfolk*.

After which his Honour was pleased to make a Speech to the Council and House of Burgeffes, as followeth:

Gentlemen of the Council, M' Speaker, and Gentlemen of the House of Burgeffes,

THE strong Desire I had long cherished, of serving the Common Interest of the Government and People with a Royal Court-house, and a reasonable and well grounded Apprehension of another Disappointment in so essential a Concern, were the Motives which induced me to recommend to you, at the Opening of this Session, an Agreement to build upon the old Foundation.

THE Satisfaction I enjoy, in having passed a Bill for that Purpose, is equal to my Surprize at so unexpected an Opposition to it, after so many fruitless Attempts for a Removal: However, as I am convinc'd the Public Good was the Object of your different Views, tho' my Thanks are more especially due to those who concurred in my Opinion; yet, I should think myself unjust in censuring others, for adhering to their own; being firmly persuaded, that Gentlemen, alike zealous for the Honour and Welfare of their Country, exerted the same generous Intention, in endeavouring to carry the Seat of Government to a Situation, in their Esteem, more convenient and advantageous to the Inhabitants.

AS a Recess at this Season is certainly agreeable, and a deliberated Disquisition of the Revised Laws, will, with less Impatience, be attended to in the Spring, I have thought fit, with the Advice of the Council, to Order both Houses, and they are hereby accordingly Ordered, severally to Adjourn themselves to *Thursday* the Second Day of *March* next ensuing; at which Time I require all their Members to re-assemble at this Place.

The House being return'd, upon a Motion made,

Ordered, That the House be adjourn'd 'til *Thursday* the Second Day of *March* next.

A CONTINUATION

OF THE

JOURNAL of the House of BURGESSES,

At a Session begun and held at the *College*, in the City of *Williamsburg*, on *Thursday* the 27th Day of *October*, 1748, 'til the 17th Day of *December*; and from thence adjourn'd 'til *Thursday* the 2d Day of *March*.

Thursday, March 2, 1748.

THE House met, and adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, March 3, 1748.

THE House being informed, That Mr *Reddick* attended in Custody;
Ordered, That he be discharged out of Custody, paying fees.
 A Bill, prepared by the Committee for Revival of the Laws, *Directing the Manner of granting Probats of Wills, and Administration of Intestates Estates*:
 Also a Bill, *For the better Regulation of the Militia*:
 Also a Bill, *For the better Management and Security of Orphans, and their Estates*:
 Also a Bill, *For making Provision against Invasions and Insurrections*:
 Also a Bill, *For Licencing Pedlars, and preventing Frauds in the Duties upon Skins and Furs*:
 Also a Bill, *For the better securing the Payment of Levies; and restraint of Vagrants; and for making Provision for the Poor*; were severally read the First Time; and Ordered to be read a Second Time.
 And then the House adourned 'til To-morrow Morning Eleven o'Clock.

Saturday, March 4, 1748.

A Bill, *For the decent and uniform Celebration of Divine Service; and for the more orderly Management of Parochial Affairs*, was read the Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Monday* next.

A Bill, *For settling the Titles and Bounds of Lands, and for preventing unlawful Shooting and Ranging*, was read the Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Tuesday* next.

A Bill, *For encouraging Adventurers in Iron-Works*, was read the Second Time. ⁹¹
Ordered, That the Bill be Ingrossed.

A Petition of *Philip Rootes, Bartholomew Yates, and Robert Yates*, Executors of the Laft Will and Teftament of the Rev. *John Reid*, deceased, was presented to the Houfe, and read; fetting forth, That a Negro Man Slave belonging to the Estate of the said *Reid*, being run away, stabb'd one *Billops*, who endeavored to apprehend him, for which the said Slave was committed to the Goal of the County of *Gloucester*, where he lay several Days in Irons; and that by the Inclemency of the Weather, the said Slave was frost-bitten, and entirely lost his Feet: That they have been obliged to expend 7 l. 3 s. 9 d. for Doctors Attendance and Medicines, in endeavoring his Recovery; and praying such Relief as this House shall think fit.

Resolved, That the said Petition be referred to the Consideration of the next Session of Assembly.

A Bill, *For Prevention of Abuses in Tobacco shipped on Freight*:

Also a Bill, *To prevent the Tending of Seconds*; were severally read the Second Time.

Ordered, That the Bills be Ingrossed.

And then the House adjourn'd 'til Monday Morning Eleven o'Clock.

Monday, March 6, 1748.

A Bill, *Prescribing the Method for proving Book-Debts*, was read the Second Time.
Ordered, That the Bill be Ingrossed.

A Bill, *Against Hog stealing*, was read the Second Time; and committed to the Committee of Propositions and Grievances.

A Bill, *For Punishment of slanderous Persons*, was read the Second Time; and the Question being put, That the Bill be Ingrossed?

It passed in the Negative.

Resolved, That the Bill be rejected.

Ordered, That it be an Instruction to the Committee appointed to bring in a Bill, for Repealing the several Laws reported to be useless, obsolete, and otherwise provided for, That they have Power to receive a Clause for Repealing an Act, made in the Fourteenth Year of the Reign of King *Charles* the Second, intituled, *An Act, for Punishment of slanderous Persons*.

A Bill, *Concerning Tithables*, was read the Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Wednesday next.

The Order of the Day being read,

Resolved, That this House will resolve itself into a Committee upon the Bill, *For the decent and uniform Celebration of Divine Service; and for the more orderly Management of Parochial Affairs*, on Monday next.

A Bill, intituled, *An Act, to prevent the tending of Seconds*, was read the Third Time; and an Amendment made thereto.

Resolved, That the Bill do pass.

A Bill, intituled, *An Act, for encouraging Adventurers in Iron-Works*, was read the Third Time; and an Amendment made thereto.

Resolved, That the Bill do pass.

A Bill, intituled, *An Act, for Prevention of Abuses in Tobacco shipped on Freight*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Benjamin Waller* do carry the said Bills to the Council, and desire their Concurrence.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Tuesday,

Tuesday, March 7, 1748.

A Petition of the Subscribers, Inhabitants of *Albemarle* County, and *St. Anne's* Parish, in Behalf of themselves and the rest of the said County and Parish, was presented to the House, and read; setting forth, That within a few Years before the Division of *Gochland*, several Sums of Money and Quantities of Tobacco were levied for Public Buildings, no part of which are in this County, which was a Part of the said County of *Goochland*: That the Parish of *St. James's*, at the Time of the Division of the County, was also divided into Three Parishes: That the Glebe Land lying in the Parish of *St. James Northam*, in *Goochland* County, was sold by Act of Assembly; and praying that the Inhabitants of *Goochland* may be obliged to repay them their Proportion of the Money and Tobacco so levied for their Buildings; and also, the Proportion of the Money for which the Glebe was sold.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Bill, intituled, *An Act, prescribing the Method for proving Book-Debts*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Whiting* do carry the Bill to the Council, for their Concurrence.

A Bill, *For appointing Public Storehouses, and ascertaining the Prices of Storage*, was read the Second Time; and committed to a Committee of the whole House.

Resolved, That this House will, on *Tuesday* next, resolve itself into a Committee upon the said Bill.

A Bill, *To restrain the keeping of too great a Number of Horses and Mares, and to amend the Breed*, was read the Second Time.

Ordered, That the Bill be Ingrossed.

The House, according to Order, resolved itself into a Committee upon the Bill, *For settling the Titles and Bounds of Lands, and for preventing unlawful Shooting and Ranging*: And after some time spent therein, Mr *Speaker* resumed the Chair, and Mr *Carter* reported, That the Committee had had the Bill under their Consideration, and had made some Amendments thereto; and that they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

A Petition of the Inhabitants of the Parish of *St. George*, in the County of *Spotsylvania*, was presented to the House, and read; setting forth, That on the 11th Day *July*, 1748, the Vestry, consisting of Eleven Members, made an Order, That *John Chew*, *Francis Taliaferro* and *Richard Tutt*, Gentlemen, Members of the Vestry, should view the several Places proposed by the Inhabitants for erecting a Chapel, and fix upon the most convenient Place to set the said Chapel; and that their Report should be definitive: That at a Vestry held the 10th Day of *October*, *Francis Taliaferro* and *Richard Tutt* gave in their Report; and that the Vestry then agreed that the said Chapel should be built on the Land of *William Lee*; and it was accordingly let to one *George Stubblefield*: But that some Persons have obtained an Order from the Governor and Council, to supersede the said Orders of the Vestry, which has put a Stop to the building of the said Chapel, to the great Prejudice of the Petitioners, and the Exercise of the Christian Religion; and praying that this House will take their Case into Consideration, and give them such Relief as they shall think fit.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, March 8, 1748.

A Bill, *Prescribing the Method of appointing Sherifs, and for limiting the Time of their Continuance in Office; and directing their Duty therein*, was read the Second Time; and several Amendments made thereto.

Ordered, That the Bill be Ingrossed.

Several Petitions of the Inhabitants of *Goochland* County, were presented to the House, and read; setting forth the many Inconveniences they labour under by the present Situation of their County; and praying that a Bill may pass for dividing the said County by the River.

Also a Petition in Opposition to the said Petitions, was presented to the House, and read.

Ordered, That the said Petitions do lie on the Table.

Ordered, That Mr *Beverley*, Mr *Bland*, Mr *Carter*, and Mr *Fitzhugh*, do search the Journals of the Council, as to what Proceedings are therein with Relation to the Bill, intituled, *An Act, for Dividing the Counties of Orange and Goochland*; and that they report the same to the House.

The House, according to Order, resolved itself into a Committee upon the Bill, *For settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* reported, That the Committee had gone through the Bill, and made several Amendments thereto, which they had directed him to report to the House; And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Consideration of the said Report be put off 'til to-morrow.

The House also, according to Order, resolved itself into a Committee upon the Bill, *Concerning Tithables*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto, which they had directed him to report, when the House will please to receive the same.

Ordered, That the Report be received To-morrow Morning.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Thursday, March 9, 1748.

A Petition of the Inhabitants of the Fork of *Rappahanock* River, in *Orange* County, was presented to the House, and read; praying that an Act may pass, for dividing the said County, *Southerly* by the *North River of Rappahanock*, commonly called the *Rappidan*, up to the *Conway*; thence up the *Conway*, to the Head thereof, to the Top of the *Blue-Ridge* of Mountains; thence along the said Mountains, to the Head of the *North River*, commonly called the *Hedgman River*; thence down the *Hedgman River*, to the main Fork of *Rappahanock* River.

Ordered, That the Petition do lie on the Table.

A Bill, intituled, *An Act, prescribing the Method of appointing Sherifs, and for limiting the Time of their Continuance in Office; and directing their Duty therein*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Secretary* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, to restrain the keeping of too great a Number of Horses and Mares, and to amend the Breed*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Robert Jones* do carry the Bill to the Council, for their Concurrence.

The House, according to Order, proceeded to the Consideration of the Report of the Committee of the whole House, upon the Bill, *For settling the Titles and Bounds*
of

of Lands, and for preventing unlawful Shooting and Ranging; and the Amendments were read, and Part thereof agreed to, and several Amendments were made to the Bill.

Ordered, That the Bill, with the Amendments agreed to, be Ingrossed.

Mr Carter, according to Order, reported, from the Committee of the whole House, to whom the Bill, *Concerning Tithables*, was committed, the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments in at the Table; where the same were read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Friday, March 10, 1748.

MR. Beverley reported, That the Committee appointed had, according to Order, prepared a Bill, *For Dissolving the present Vestries in this Colony, for Electing new Vestries, and for other Purposes therein mentioned*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

A Bill, *For preventing excessive and deceitful Gaming*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Tuesday next.

A Message from the Council, by Mr Walthoe:

That they insist on the Amendments by them made to the Bill, intituled, *An Act, to allow Persons not concerned in making Tobacco, to discharge Levies and Officers Fees in Money*.

That they have made some Amendments to the Bill, intituled, *An Act, prescribing the Method of proving Book-Debts*; to which they Desire the Concurrence of this House.

That they have made an Amendment to the Bill, intituled, *An Act, for encouraging Adventurers in Iron-Works*:

Also, an Amendment to the Bill, intituled, *An Act, for Prevention of Abuses in Tobacco shipped on Freight*:

Also an Amendment to the Bill, intituled, *An Act, to prevent the tending of Seconds*; to which they desire the Concurrence of this House.

And that they have agreed to the Bill, intituled, *An Act, to restrain the keeping too great a Number of Horses and Mares; and for amending the Breed*; without any Amendment.

Mr Ludwell, from the Committee of Privileges and Elections, reported, That the Committee had had under their further Consideration, the Petition of Samuel Cobbs, complaining of an undue Election and Return of Mr Wood Jones, to serve as a Burgess in this present General Assembly for the County of Amelia; and had fully heard as well the Petitioner as sitting Member, and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where the same being again read,

A Motion was made, That the said Report be re-committed; and the Question being put thereupon,

It passed in the Negative.

Then the said Resolutions being read a Second Time, and the Question being severally put thereupon, were agreed to by the House, as follows:

Resolved, That the Petitioner had a greater Number of legal Freeholders, who voted for him at the said Election, than the said Wood Jones.

Resolved, That the said Wood Jones is not duly elected to serve as a Burgess in this present General Assembly, for the County of Amelia.

Resolved, That the Petitioner Samuel Cobbs, is duly elected to serve as a Burgess in this present General Assembly, for the County of Amelia.

Ordered,

Ordered, That the Return of the Writ for Electing Burgeſſes to ſerve in this preſent General Aſſembly for the County of *Amelia*, be amended, by erasing the Name of *Wood Jones*, and inſerting the Name of *Samuel Cobbs*.

Mr *Beverly* reported, That the Committee appointed to ſearch the Journals of the Council, as to their Proceedings upon the Bill, intituled, *An Act, for Dividing the Counties of Orange and Goochland*, had demanded the Journals from the Clerk for that Purpoſe, who answered, That the Council had directed him to inform the Committee, that they expected to be acquainted by a Meſſage from this Houſe, that ſuch a Committee was appointed, before they would permit any ſuch Search to be made.

Ordered, That a Meſſage be ſent to the Council, to acquaint them, That this Houſe appointed a Committee to ſearch their Journals, in Relation to their Proceedings upon the Bill, intituled, *An Act, for Dividing the Counties of Orange and Goochland*; and that they accordingly applied to their Clerk for their Journals, who told them the Council would not permit any ſuch Search to be made, until they were acquainted by a Meſſage from this Houſe, that they had appointed a Committee for that Purpoſe; and that this Houſe deſire to know, whether their Clerk acted in that Matter by their Inſtructions.

And then the Houſe adjourned 'til To-morrow Morning Eleven o'Clock.

Saturday, March 11, 1748.

A Member having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

A Bill, *Declaring the Law concerning Executions, and for Relief of inſolvent Debtors*, was read the Second Time; and committed to a Committee of the whole Houſe.

Resolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill, on *Thursday* next.

Ordered, That Mr *Reddick* have Leave to be abſent from the Service of the Houſe, 'til *Wednesday* next.

A Bill, intituled, *An Act, concerning Tithables*, was read the Third Time.

Resolved, That the Bill do paſs.

Ordered, That Mr *Carter* do carry the Bill to the Council, for their Concurrence.

A Bill, *For ſettling the current Rates of Gold and Silver Coin within this Dominion*, was read the Second Time; and committed to a Committee of the whole Houſe.

Resolved, That this Houſe will reſolve itſelf into a Committee upon the ſaid Bill, on *Monday* next.

Ordered, That the Chaplain have Notice to attend to read Prayers every Morning at Nine o'Clock.

And then the Houſe adjourn'd 'til *Monday* Morning Ten o'Clock.

Monday, March 13, 1748.

THE Houſe proceeded to the Conſideration of the Amendment propoſed by the Council to the Bill, intituled, *An Act, for encouraging Adventurers in Iron-Works*; and the ſame was read and agreed to by the Houſe.

The Houſe alſo proceeded to the Conſideration of the Amendment, propoſed by the Council, to the Bill, intituled, *An Act, for Prevention of Abuses in Tobacco ſhipped on Freight*; and the ſame was read, and agreed to by the Houſe.

The Houſe alſo proceeded to the Conſideration of the Amendment propoſed by the Council to the Bill, intituled, *An Act, to prevent the tending of Seconds*; and the ſame was read, and agreed to by the Houſe.

Ordered,

Ordered, That M^r Benjamin Waller do go up with a Message to the Council, and acquaint them that this House have agreed to the Amendments by them made to the said Bills.

The House, according to Order, resolved itself into a Committee upon the Bill, *For the decent and uniform Celebration of Divine Service; and for the more orderly Management of Parochial Affairs*: And after some Time spent therein, M^r Speaker resumed the Chair, and M^r Carter, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto; but not having time to draw up the Report, they had directed him to move for Leave to sit again.

Resolved, That this House will resolve itself into a Committee to draw up the said Report, To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For settling the current Rates of Gold and Silver Coin within this Dominion*,

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

A Bill, *To prevent the clandestine Transportation, or carrying of Persons in Debt, Servants or Slaves, out of this Colony*; was read the Second Time, and an Amendment made thereto.

Ordered, That the Bill be Ingrossed.

M^r Beverley reported, That the Committee appointed had, according to Order, waited on the Council with the Message from this House. who answered, That they would send an Answer by a Messenger of their own.

A Petition of the Trustees and Inhabitants of Leed's Town, was presented to the House and read, setting forth, That there lies opposite to the said Town a large Marsh, which makes the River very narrow, therefore convenient for a Ferry if a Causeway was made thro' the said Marsh, to the Land of Mrs. Sarah Brooks, in Effex County, and that the establishing a Ferry there would be serviceable to the Public, and advantageous to the said Town, That the said Trustees, from the Sale they have made of Lots in the said Town, have paid off the respective Proprietors of the Land, and have yet remaining in their Hands about the Sum of Eighty Pounds, for which they have no Use, and praying that an Act may pass for appointing the said Ferry, and that as well the said Sum of Eighty Pounds, as what other Money may be raised by further Sales of Lots, during the Time that the said Causeway shall be making, may be appropriated to that Use, and likewise such further Sum as shall be necessary.

Ordered That a Bill be brought in pursuant to the said Petition, and it is accordingly referred to M^r Beverley and M^r Turner, to prepare and bring in the same.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday, March 14, 1748.

A Bill, intituled, *An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging*, was read the Third Time; and an Amendment made thereto, and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Secretary do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by M^r Walthoe:

M^r Speaker,

The Council have ordered me to deliver the following Answer to the Message by M^r Beverley, and others:

'Our Clerk acquainting us, that some of your Members had told him, while we were sitting, That they were appointed to search the Journals of the Council; we did direct him to return for answer, That we expected a Message from your House to inform us that a Committee was appointed for that Purpose, before we permitted our Journals to be searched.'

Resolved,

Resolved, That it is the undoubted Right of this House to search the Journals of the Council, as to their Proceedings upon any Bills or other Matters, sent from this House to the Council.

Resolved, That the Council's ordering their Clerk to refuse the Committee appointed by this House to search their Journals, as to their Proceedings upon the Bill, *For Dividing the Counties of Orange and Goochland*, is a Violation of that Right, an high Infringement of the Privileges of this House, and tends to interrupt that Union and Harmony which ought ever to subsist between every Branch of the Legislature.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, concerning Tithables*; without any Amendment.

The House, according to Order, resolved itself into a Committee, to draw up the Report upon the Bill, *For the decent and uniform Celebration of Divine Service; and for the more orderly Management of Parochial Affairs*: And after some Time spent therein, Mr *Speaker* resumed the Chair, and Mr *Carter*, from the Committee, reported, That they had drawn up a Report upon the said Bill, which they had directed him to report to the House: And he read the same in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House, and an Amendment made to the Bill.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House, according to Order, resolved itself into a Committee upon the Bill, *For settling the current Rates of Gold and Silver Coin within this Dominion*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had had the Bill under their Consideration, and made some Amendments thereto; and that they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve into a Committee upon the said Bill, To-morrow.

The Orders of the Day being read, for the House to resolve itself into a Committee upon the Bill, *To prevent excessive and deceitful Gaming*:

Also upon the Bill, *For appointing Public Storehouses, and ascertaining the Prices of Storage*;

Resolved, That this House will resolve into a Committee upon the said Bills, To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Wednesday, March 15, 1748.

A Bill, intituled, *An Act, for preventing the clandestine Transportation, or carrying of Persons in Debt, Servants or Slaves, out of this Colony*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Attorney* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for the decent and uniform Celebration of Divine Service; and for the more orderly Management of Parochial Affairs*, was read the Third Time; and several Amendments made thereto, and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Fry* do carry the Bill to the Council, for their Concurrence.

A Petition of some of the Inhabitants of the North Side of *James River*, in *Goochland* County, praying, that an Act may pass for Dividing the said County by the River, was presented to the House, and read.

Ordered, That the said Petition, together with all the other Petitions relating to the Division of that County; and also the Petition concerning the Division of *Orange* County, be referred to the Consideration of the Committee of Propositions and Grievances; and that

that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of the Inhabitants of *Maffenuten*, and elsewhere, within the Line of the Right Honourable *Thomas Lord Fairfax*, was presented to the House, and read; setting forth, That they have been informed, that the Great Fork of *Rappahanock* is to be a separate County, and praying that they may be joined thereto.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions from several Counties to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and are as follow:

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Accomack*, for enabling all Persons to transport any Commodities, not being contraband or enumerated, from one District to any other District within this Colony, without the Expence, Trouble, and Delay of taking Permits from any Custom-house Officers whatsoever, be rejected; the Proposition appearing to be groundless.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Prince-William*, for laying off Sixty Acres of the Land of *John Graham*, of that County, Gent. lying at the Head of *Quantico* Creek, near the Warehouses thereon, in the same County, and establishing a Town on the said Sixty Acres of Land, and allowing the said *Graham* the Liberty and Benefit of disposing of the Lots thereof; is reasonable.

On Consideration of the Petition of *Jeremiah Bronaugh*, Sheriff of the County of *Fairfax*, setting forth, That notwithstanding he has always acted conformably to the Act of Assembly, made in the Fourth Year of the Reign of her late Majesty Queen *Anne*, relating to the Proceedings of the General Court, and directing Sheriffs in their Duty, by taking and returning good, sufficient, and undeniable Bail, on the Execution of all Processes which have issued out of that Court, directed to him, to attach any Person or Persons to answer any Suit or Suits, commenced in the said Court, Judgments have been given by the General Court in fundry of the said Suits, against the Principals and the Petitioner, as Sheriff, without any Notice taken of such Bail, altho' every such Process was endorsed with the Name of the Bail taken, on the Execution thereof, and therewith the Bonds of such Bail were returned to the Secretary's Office; by which Means many heavy Executions impend over the Petitioner, who is thereby likely to be ruined, and must be involved in tedious and expensive Law-Suits, by suing on the Bonds of such Bail before he can have any Relief; and praying that Judgment may be given to the Petitioner, on his Motion to the General Court, against the Bail so taken and returned, without further process, for all damages and Costs the Petitioner may suffer on such Occasions;

Resolved, That it is the Opinion of this Committee, That the said Petition be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of fundry Inhabitants of the County of *Amelia*, for allowing such a reward to *Charles Anderson* and *Joseph Morton*, Jun. for their Trouble, Expence, and Loss of Time, in pursuing and apprehending one *John Benton*, alias *Holloway*, (who was thereupon convicted of Horse-stealing, and executed,) as will encourage others to detect such Offences, and to pursue and take those who commit them, be rejected; they having already received the Reward allowed by Law.

On Consideration of the Petition of *Matthew Talbot*, and others, of the County of *Lunenburg*, for allowing *George McKean* such a reward as to this House shall seem meet, for his Diligence and Industry in apprehending *Anthony Wheeler* and *Reason Rutledge*,
notorious

notorious Horse-stealers, and causing *Rutledge* (*Wheeler* having escaped from Prison) to be brought to Tryal;

Resolved, That it is the Opinion of this Committee, That the said Petition is reasonable.

Resolved, That it is the Opinion of this Committee, That Ten Pounds is a reasonable Reward for the Services of the said *George McKean*.

Resolved, That it is the Opinion of this Committee, That the Petition of the Attornies practising in the County Courts of *Lancaster* and *Northumberland*, for altering the Court Day of the said County of *Lancaster*, from the Second *Friday*, to the Third *Friday* in each Month; is reasonable.

The Three First Resolutions were read a Second Time; and the Question being put, That the House do agree thereto?

Resolved in the Affirmative.

The Fourth Resolution was also read a Second Time; and the Question being put, That the House do agree thereto?

It passed in the Negative.

Then all the other Resolutions were read a Second Time; and the Question severally put, That the House do agree thereto?

It passed in the Affirmative.

Ordered, That the Committee of Propositions and Grievances do prepare and bring in a Bill, pursuant to the First Resolution.

Resolved, That the Sum of 20 *l.* be paid, out of the Public Money in the Hands of the Treasurer, to *Charles Anderson* and *Joseph Morton*, Jun. for their Trouble, Expence, and Loss of Time, in pursuing and apprehending one *John Benton*, alias *Holloway*, who was thereupon convicted of Horse-stealing, and executed: And that the Sum of 10 *l.* be paid to *George McKean*, as a Reward for his Diligence and Industry, in apprehending *Reason Rutledge*, and *Anthony Wheeler*, Horse-stealers.

Ordered, That Mr *Cobbs* do carry the said Resolve to the Council, for their Concurrence.

The House proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act, prescribing the Method of proving Book-Debts*; and the same were read and agreed to, with some Amendments.

Ordered, That a Message be sent to the Council, to acquaint them, That this House have agreed to the Amendments by them proposed to the said Bill, with some Amendments; to which they desire their Concurrence: And that Mr *Whiting* do go up with the said Message.

The House, according to Order, resolved itself into a Committee upon the Bill, *For settling the current Rates of Gold and Silver Coin within this Dominion*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had gone through the Bill, and made several amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to by the House.

Then the Question being put, That the Bill, with the Amendments be Ingrossed?

It passed in the Negative.

Resolved, That the Bill be rejected.

The House, according to Order, resolved itself into a Committee upon the Bill, *To prevent excessive and deceitful Gaming*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had made an Amendment to the Bill, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendment, in at the Table; where it was again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For appointing Public Storehouses, and ascertaining the Prices of Storage;* Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

Ordered, That Leave be given to bring in a Bill, to amend an Act, made in the First Year of the Reign of King George the First, intituled, *An Act, for regulating and settling the current Rates of Gold Coin, and of British Silver Coin, in this Dominion:* And also one other Act, made in the First Year of his present Majesty's Reign, intituled, *An Act, for the better regulating and ascertaining the current Rates of Silver Coin within this Dominion; and for preventing the evil Practice of cutting foreign Gold into Pieces:* And that Mr Bland do prepare and bring in the same.

Ordered, That Mr Fry be added to the Committee to whom the Bill, *For regulating the Practitioners in Physic, Chirurgery, and Pharmacy in this Colony; for settling their Fees; and for granting them certain Privileges and Immunities,* is committed.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Thursday, March 16, 1748.

Ordered,

THAT Mr Braxton be added to the Committee appointed to prepare and bring in a Bill, to amend an Act, made in the First Year of the Reign of King George the First, intituled, *An Act, for regulating and settling the current Rates of Gold Coin, and of British Silver Coin, within this Dominion:* And also one other Act, made in the First Year of his present Majesty's Reign, intituled, *An Act, for the better regulating and ascertaining the current Rates of Silver Coin within this Dominion; and for preventing the evil Practice of cutting foreign Gold into Pieces.*

A Bill, *For clearing Rivers and Creeks,* was read the Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

Ordered, That it be an Instruction to the said Committee, That they have Power to receive a Clause or Clauses pursuant to the First and Third Resolutions reported by the Committee of Propositions and Grievances on *Tuesday November 15th.*

Ordered, That Mr Fitzhugh have Leave to be absent from the service of the House, 'til Thursday next.

The House, according to Order, resolved itself into a Committee upon the Bill, *Declaring the Law concerning Executions, and for Relief of insolvent Debtors:* And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Carter, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House, according to Order, resolved itself into a Committee upon the Bill, *For appointing Public Storehouses, and ascertaining the Prices of Storage:* And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Carter, from the Committee, reported, That they had had the Bill under their Consideration, and made several Amendments thereto; and that they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Friday,

Friday, March 17, 1748.

A Bill, intituled, *An Act, for preventing excessive and deceitful Gaming*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Ludwell* do carry the Bill to the Council, for their Concurrence.

Mr *Bland* reported, That the Committee appointed had, according to Order, prepared a Bill, *For establishing Courts of Quarter Sessions in the Counties of Goochland, Albemarle, and Augusta; and for regulating and settling the Proceedings therein.*

Ordered, That the Bill do lie on the Table.

Mr *Braxton*, from the Committee to whom the Bill, *For further continuing an Act, intituled, An Act, for further continuing and amending an Act, for inspecting, weighing, and stamping all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation; and to amend the Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch; and for inspecting, weighing, and stamping all Flour exported*, was committed, reported, That they had made several Amendments thereto: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read.

Ordered, That the Consideration of the said Amendments be adjourn'd.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions from several Counties to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where the same were again read, and agreed to by the House, as follows:

Resolved, That the Proposition from the County of *Goochland*, for dividing that County by *James River*, is reasonable.

Resolved, That the Proposition from the County of *Goochland*, in Opposition to the Propositions for dividing that County, be rejected.

Resolved, That the Proposition from the County of *Orange*, for dividing that County by the *South River of Rappahanock*, commonly called the *Rappidan*, up to the *Conway*; and thence by the *Conway* to the Head thereof, to the Top of the *Blue-Ridge*; thence by the *Blue-Ridge* to the Head of *Hedgman River*; thence by the *Hedgman* to the Great Fork of *Rappahanock*; is reasonable.

Resolved, That the Petition of the Inhabitants of *Maffanutton*, for adding that Part of the said County which is included in the Bounds of Lord *Fairfax's* Lands, to the County to be erected in the great Fork of *Rappahanock*; be rejected.

Resolved, That the Proposition from the County of *Lunenburg*, against building Mills, and erecting Dams, Traps, and Stops, on, and across, Rivers and Creeks; be rejected.

103 *Resolved*, That the Propositions from the Counties of *Amelia* and *Lunenburg*, for erecting Part of those Two Counties, to be divided from them by a Line running from the Head of the *Westermofst* Fork of *Sandy River*, in *Amelia*, through *Lunenburg*, such a Course as will strike *Staunton River*, below the Mouth of *Little Roanoke*, opposite to the Place called the *Sandy-Bar*, into one distinct County; be rejected.

On Consideration of the Petition of the Inhabitants of the Parish of *St. George*, in the County of *Spotsylvania*, complaining of an Order made by the Governor and Council, for superseding certain Orders of the Vestry of the said Parish, for placing and building a Chapel therein, and praying this House to take the same into Consideration, and do what shall seem most meet;

Resolved, That the Governor and Council have no Power by Law to supersede any Orders of Vestry, for or relating to the placing and building of Churches or Chapels.

Resolved,

Resolved, That as well the Persons complaining against the Orders of Veftry mentioned in the faid Petition, as the faid Veftry, and all other Persons concerned, may be heard before this Houfe, as to the fubject Matter of the faid Complaint.

Ordered, That a Bill or Bills be brought in, purfuant to the Firft and Third Refolutions: And that Mr Carrington, Mr Cary, Mr Spotswood, and Mr Taylor, do prepare and bring in the fame.

A Petition of fundry Inhabitants of *Richmond Town*, was prefented to the Houfe, and read; praying, that an Act may pafs to prevent Hogs going at large in the faid Town.

Ordered, That Mr Bolling do prepare and bring in a Bill, purfuant to the Prayer of the faid Petition.

A Meffage from the Council, by Mr Walthoe:

That they cannot agree to the Amendments propofed by this Houfe to their Amendments to the Bill, intituled, *An Act, prefcribing the Method of proving Book-Debts*; and defire this Houfe will recede from the faid Amendments.

The Houfe, according to Order, refolved itfelf into a Committee upon the Bill, *For appointing Public Storehoufes, and for afcertaining the Prices of Storage*: And after fome Time fpent therein, Mr Speaker refumed the Chair; and Mr Carter, from the Committee, reported, That they had made feveral Amendments to the Bill, which they had directed him to report to the Houfe: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the fame were again read, and agreed to.

Ordered, That the Bill, with the Amendments, be Ingroffed.

The Order of the Day for the Houfe to refolve itfelf into a Committee upon the Bill, *For Clearing Rivers and Creeks*, being read,

Resolved, That this Houfe will refolve itfelf into a Committee upon the faid Bill, To-morrow.

Ordered, That Mr Chinn and Mr Conway have Leave to be abfent from the Service of the Houfe, 'til *Thursday* next.

A Bill, *Concerning Water-Mills*, was read the Second Time; and committed to a Committee of the whole Houfe.

Resolved, That this Houfe will refolve itfelf into a Committee upon the faid Bill, To-morrow.

And the the Houfe adjourn'd 'til To-morrow Morning Ten o'Clock.

Saturday, March 18, 1748.

10

MR. Cary reported, That the Committee appointed, had, according to Order, prepared a Bill, *For Dividing the County of Goochland*: And the fame was received, and read the Firft Time; and *Ordered* to be read a Second Time.

Mr Taylor, according to Order, prefented to the Houfe a Bill, *For Dividing the County of Orange*: And the fame was received, and read the Firft Time; and *Ordered* to be read a Second Time.

A Petition of *Rice Curtis*, in Behalf of himfelf and others, the Inhabitants and Freeholders of the Parifh of *St. George*, in the County of *Spotsylvania*, fetting forth, That at a Veftry held for the faid Parifh in *July* laft, *John Chew*, *Francis Taliaferro*, and *Richard Tutt*, Gentlemen, were appointed to view the feveral Places propofed by the Inhabitants that fhould meet them at the Time they fhould appoint, for building of a Chapel, and fix on a Place that they fhould think moft convenient, and that their Report fhould be definitive: That the Day appointed by them for that Purpofe being very wet, very few of the Inhabitants met them: That the faid *Francis Taliaferro* and *Richard Tutt* reported, That a Place called *William Lee's Old-field*, was the moft convenient for building the faid Chapel: That the faid Place is within Six Miles of the upper Line, and is not convenient to one Fourth of the Parifhioners to whom it ought to have been

been convenient: That the said *John Chew* being well acquainted with that Part of the said Parish, would not join in the said Report: That at a Vestry held in *October* last, Seven Vestrymen only being present, it was entered among the Orders of Vestry, that a Chapel should be built at the said Place; and praying, that this House will take the Matter into Consideration, and grant a proper Relief, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the allegations thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That the Petitioners, and all other Persons concerned therein, be heard before the said Committee, on the 11th Day of *April* next.

Ordered, That the Undertaker do not proceed any further in building the said Chapel, 'til the Matter is heard and determined by this House.

A Petition of divers of the Inhabitants of the County of *Surry*, was presented to the House, and read; praying, that an Act may pass, to alter the Toll of Mills, and make the same more adequate to the Service done.

And the Question being put, That the said Petition be committed?

It passed in the Negative.

Resolved, That the Petition be rejected.

Mr Carter, from the Committee to whom the Bill, *Against Hog-stealing*, was committed, reported, That they had made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and Part thereof agreed to by the House.

Ordered, That the Bill, with the Amendments agreed to, be Ingrossed.

A Bill, intituled, *An Act, Declaring the Law concerning Executions; and for Relief of insolvent Debtors*, was read the Third Time.

105 *Resolved*, That the Bill do pass.

Ordered, That *Mr Braxton* do carry the Bill to the Council, for their Concurrence.

Ordered, That *Mr Secretary*, *Mr Attorney*, *Mr Benjamin Waller*, and *Mr Robert Jones*, have Leave to be absent from the Service of the House, 'til *Tuesday* next.

The House, according to Order, resolved itself into a Committee upon the Bill, *For Clearing Rivers and Creeks*: And after some Time spent therein, *Mr Speaker* resumed the Chair; and *Mr Carter*, from the Committee, reported, That they had gone through the said Bill, and made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to, by the House, with some Amendments.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *Concerning Water-Mills*,

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Tuesday* next.

And then the House adjourn'd 'til *Monday Morning Ten o'Clock*.

Monday, March 20, 1748.

A Message from the Council, by *Mr Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Shooting and Ranging*; with some Amendments:

Also to the Bill, *To prevent the clandestine Transportation, or carrying of Persons in Debt, Servants or Slaves, out of this Colony*; with some Amendments: To which they desire the Concurrence of this House.

A

A Petition of the Minister and Vestry of the Parish of *Newport*, in the County of *Isle of Wight*; was presented to the House and read, praying that an Act may pass, to enable them to sell the Glebe of the said Parish, and purchase a new Glebe, more convenient, in Lieu thereof.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition: And it is accordingly referred to Mr *Gray*, and Mr *Simmons*, to prepare and bring in the same.

An Ingrossed Bill, intituled, *An Act, for appointing Public Storehouses, and for ascertaining the Prices of Storage*:

Also an Ingrossed Bill, intituled, *An Act against stealing Hogs*; were severally read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Corbin* do carry the said Bills to the Council, for their Concurrence.

An Ingrossed Bill, *For clearing Rivers and Creeks*; was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Burwell* do carry the Bill to the Council, for their Concurrence.

A Bill, *For establishing the General Court, and for regulating and settling the Proceedings therein*; was read a Second Time; and committed to a Committee of the whole House. 105

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

A Bill, *To prevent frivolous and vexatious Suits*; was read a Second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *For regulating Ordinaries, and Restraint of Tippling-houses*; was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Wednesday next.

A Bill, *For the Settlement and Regulation of Ferries; and for Dispatch of Public Expresses*; was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Tuesday Se'nnight.

A Bill, *For preventing Trespasses by unruly Horses, Cattle, Hogs, Sheep, or Goats; and by taking away Boats, or other Vessels*; was read a Second Time; and an Amendment made thereto.

Ordered, That the Bill be Ingrossed.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday, March 21, 1748.

A Bill, *For dividing the County of Goochland*; was read a Second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *For dividing the County of Orange*; was read a Second Time, and an Amendment made thereto.

Ordered, That the Bill be Ingrossed.

An Ingrossed Bill, intituled, *An Act, to prevent frivolous and vexatious Suits*; was read a Third Time, and an Amendment made thereto.

Resolved, That the Bill do pass.

Ordered, That Mr *Secretary* do carry the Bill to the Council, for their Concurrence.

An Ingrossed Bill, *For preventing Trespasses by unruly Horses, Cattle, Hogs, Sheep, or Goats; and by taking away Boats, or other Vessels*; was read the Third Time; and an Amendment made thereto.

Resolved, That the Bill do pass.

Ordered,

Ordered, That Mr *Hedgman* do carry the Bill to the Council, for their Concurrence.

Ordered, That Mr *Bolling* have Leave to be absent from the Service of the House, 'til *Tuesday* next.

The House, according to Order, resolved itself into a Committee upon the Bill, *For Establishing the General Court; and for regulating and settling the Proceedings therein*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had gone thro' the Bill, and made several Amendments thereto; which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The Order of the Day being read, for the House to resolve itself into a Committee, upon the Bill, *Concerning Water-Mills*,

Resolved, That this House will resolve into a Committee upon the said Bill, To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Wednesday, March 22, 1748.

A Message from the Council, by Mr *Walthoe*:

THAT they have agreed to the Bill, intituled, *An Act, for appointing publick Store-houses, and ascertaining the Prices of Storage*:

Also to the Bill, intituled, *An Act, for preventing excessive and deceitful Gaming*, without any Amendment.

A Bill, *For establishing Courts of Quarter-Sessions in the Counties of Goochland, Albemarle, and Augusta; and for regulating and settling the Proceedings therein*, was read the First Time; and Ordered to be read a Second Time.

A Bill, intituled, *An Act, for dividing the County of Goochland*, was read the Third Time, and the Blanks in the Bill fill'd up.

Resolved, That the Bill do pass.

Ordered, That Mr *Cary* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act for dividing the County of Orange*, was read the Third Time, and the Blanks in the Bill fill'd up.

Resolved, That the Bill do pass.

Ordered, That Mr *Taylor* do carry the Bill to the Council for their Concurrence.

The House, according to Order, resolved itself into a Committee, upon the Bill *Concerning Water-Mills*; and after some Time spent therein, Mr *Speaker* resumed the Chair, and Mr *Carter*, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto; which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in, at the Table; where the same were again read, and agreed to by the House, with an Amendment; and an Amendment was made to the Bill.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Message from the Council by Mr *Walthoe*:

That they have agreed to the Resolve for paying *Charles Anderson*, and *Joseph Morton*, Twenty Pounds, out of the Public Money in the Hands of the Treasurer, for their Trouble, Expence, and Loss of Time, in pursuing and apprehending one *John Benton*, alias *Holloway*, who was thereupon convicted of Horse-stealing, and executed; and for paying *George McKean* Ten Pounds, as a Reward for his Diligence and Industry in apprehending *Reason Rutledge*, and *Anthony Wheeler*, Horse-stealers.

Also to the Bill, intituled, *An Act, to prevent frivolous and vexatious Suits*; without any Amendment.

And

And that they have agreed to the Bill, intituled, *An Act, declaring the Law concerning Executions, and for Relief of insolvent Debtors*; with Amendments:

Also to the Bill, intituled, *An Act, prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office; and directing their Duty therein*; with Amendments:

Also to the Bill, intituled, *An Act, for clearing Rivers, and Creeks*; with Amendments: To which they desire the Concurrence of this House.

The Order of the Day being read, for the House to resolve itself into a Committee, upon the Bill, *For regulating Ordinaries, and Restraint of Tippling Houses*.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

Mr Gray reported, That the Committee appointed had, according to Order, prepared a Bill, *To empower the Vestry of the Parish of Newport, in the County of Isle of Wight, to sell the Glebe Lands in the said Parish, and to purchase a more convenient Glebe in Lieu thereof*; and the same was received and read the First Time, and ordered to be read a Second Time.

Ordered, That the Committee appointed to prepare and bring in a Bill, according to the Prayer of the Petition of *Unity Dandridge*, Widow and Relict of *William Dandridge*, Esq; deceas'd, and *Nathaniel West Dandridge*, Son and Heir and Devisee of the said *William*, be discharged therefrom.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.

Thursday, March 23, 1748.

A Bill, intituled, *An Act, for establishing the General Court, and for regulating and settling the Proceedings therein*; was read the Third Time, and several Amendments made thereto.

Resolved, That the Bill do pass.

Ordered, That Mr Attorney do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, against stealing Hogs*; with some Amendments, to which they desire the Concurrence of this House: And that they agreed to the Bill, intituled, *An Act, for Dividing the County of Orange*:

Also to the Bill, intituled, *An Act, for Dividing the County of Goochland*; without any Amendment.

Ordered, That Mr Cobbs have Leave to be absent from the Service of the House, 'til Monday Se'nnight; and Mr Embry, 'til Thursday next.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For regulating Ordinaries, and Restraint of Tippling Houses*.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Wednesday next.

A Bill, *To prevent the Importation of Tobacco by Water*, was read the Second Time; and the Question being put, That the Bill be Ingrossed?

It passed in the Negative.

Resolved, That the Bill be rejected.

Ordered, That it be an Instruction to the Committee appointed to bring in a Bill, *For repealing the several Laws reported to be useless, obsolete, and otherwise provided for*, That they have Power to receive a Clause or Clauses, for repealing an Act, made in the Fourth Year of Queen Anne, intituled, *An Act, against importing Tobacco from Carolina, and other Parts, without the Capes of Virginia*: And also an Act, made in the Twelfth Year of King George the First, intituled, *An Act, for the more effectual preventing the bringing Tobacco from North-Carolina, and the Bounds in Controversy*.

And then the House adjourn'd 'til Monday Morning Ten o'Clock.

Monday,

Monday, March 27, 1749.

A Bill, *Concerning High-ways, Mill-Dams, and Bridges*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Thursday next.

A Bill, *Concerning Servants and Slaves*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Wednesday next.

A Bill, *For the effectual Suppression of Vice*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Friday next.

A Bill, *For the Preservation of the Breed of Deer; and preventing unlawful Hunting*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Wednesday next.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday, March 28, 1749.

Ordered,

THAT Mr Walke have Leave to be absent from the Service of this House, for the Recovery of his Health.

Mr Speaker acquainted the House, That he was informed by the President of the Council, That it was the Council's Desire, that he should acquaint the House of their Willingness to keep up a good Correspondence with this House; and that as they are apprehensive the Message sent by them to this House on Wednesday last, and the Answer to that Message, may be the Occasion of interrupting that Harmony and Agreement which should always subsist between the several Branches of the Legislature; they are desirous, that the said Message and Answer may be erased out of the Journals of this House; and that they will order the same to be erased out of their Journals.

Ordered, That the said Message and Answer, be erased out of the Journal accordingly.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, for settling the Titles and Bounds of Lands, and for preventing unlawful Hunting and Ranging*; and the same were read, and some of them agreed to, and others disagreed to, by the House.

Ordered, That a Message be sent to the Council, to acquaint them, That this House have agreed to some, and disagreed to others of the Amendments by them proposed to the said Bill; and to desire they will pass the Bill with the Amendments agreed to: And that Mr Secretary do go up with the said Message:

The House also proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act, declaring the Law concerning Executions, and for Relief of insolvent Debtors*; and the same were read, and some of them agreed to, and others disagreed to, by the House.

Ordered, That a Message be sent to the Council, to acquaint them, That this House have agreed to some, and disagreed to others of the Amendments by them proposed to the said Bill; and to desire they will pass the Bill, with the Amendments agreed to: And that Mr Bland do go up with the said Message:

The House also took into Consideration the Amendments proposed by the Council to the Bill, intituled, *An Act, prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office; and directing their Duty therein*; and the same were read, and some of them agreed to, and others disagreed to, by the House.

Ordered,

Ordered, That a Message be sent to the Council, to acquaint them, That this House have agreed to some, and disagreed to others of the Amendments by them proposed to the said Bill; and to desire they will pass the Bill, with the Amendments agreed to: And that Mr *Ludwell* do go up with the said Message.

The House also proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act, to prevent the clandestine Transportation, or carrying of Persons in Debt, Servants or Slaves, out of this Colony*; and the same were read, and some of them agreed to, and others disagreed to, by the House.

Ordered, That a Message be sent to the Council, to acquaint them, that this House have agreed to some, and disagreed to others of the Amendments by them proposed to the said Bill; and to desire they will pass the Bill, with the Amendments agreed to: And that Mr *Attorney* do go up with the said Message.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, *For establishing the General Court, and for regulating and settling the Proceedings therein*; without any Amendment.

The House proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act, for clearing Rivers, and Creeks*; and the same were read, and agreed to by the House.

Ordered, That Mr *Burwell* do go up with a Message to the Council, and acquaint them, That this House have agreed to the Amendments by them proposed to the said Bill.

The Order of the Day being read, for the House to resolve itself into a Committee, ¹¹¹ upon the Bill, *For the Settlement and Regulation of Ferries; and for Dispatch of Public Expresses*.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

The House proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act against stealing Hogs*; and the same were read and disagreed to by the House.

Ordered, That Mr *Corbin* do go up with a Message to the Council; and acquaint them, That this House cannot agree to the Amendments by them proposed to the said Bill; and desire they will pass the Bill without the Amendments.

The House took into their Consideration the Message from the Council, in Relation to the Amendments by this House made, to the Amendments proposed by the Council to the Bill, intituled, *An Act, prescribing the Method for proving Book-Debts*.

Resolved, That this House do insist on the said Amendments.

Ordered, That Mr *Waller* do go up with a Message to the Council, and acquaint them, That this House do insist on their Amendments to the Amendments, by them proposed to the said Bill; and desire they will recede from their Disagreement to the same.

A Bill, *For the Distribution of Intestates Estates*, was read the Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Friday next.

A Bill, *Declaring Slaves to be Personal Estate; and for other Purposes therein mentioned*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Friday next.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Wednesday,

Wednesday, March 29, 1749.

MR. Turner reported, That the Committee appointed, had, according to Order, prepared a Bill, *To impower the Trustees of Leeds Town, to make a Causeway through the Marsh opposite thereto; and for appointing a Public Ferry;* and the same was received and read the First Time, and ordered to be read a Second Time.

A Message from the Council, by *Walthoe*:

That they recede from Four of the Amendments by them made, to the Bill, intituled, *An Act against stealing Hogs*; and insist on the others; and desire this House will pass the Bill, with the Amendments insisted on:

That they also recede from Two of their Amendments to the Bill, intituled, *An Act, to prevent the clandestine Transportation, or carrying of Persons in Debt, Servants or Slaves, out of this Colony*, which were disagreed to by this House; and insist on the others; and desire this House will pass the Bill, with the Amendments insisted on:

112 That they also recede from One of the Amendments by them made to the Bill, intituled, *An Act, declaring the Law concerning Executions; and for Relief of insolvent Debtors*, which was disagreed to by this House, and insist on the other; and desire this House will pass the Bill, with the Amendment insisted on:

That they also recede from one of the Amendments by them made to the Bill, intituled, *An Act, for settling the Titles and Bounds of Lands, and for preventing unlawful Hunting and Ranging*; and insist on the others; and desire this House will pass the Bill, with the Amendments insisted on.

That they recede from their Disagreement to the Amendments made by this House, to the Amendments by them proposed, to the Bill, intituled, *An Act, prescribing the Method of proving Book-Debts*.

That they insist on the Amendments by them made to the Bill, intituled, *An Act, prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office; and directing their Duty therein*; which were disagreed to by the House; and desire this House will pass the Bill, with the said Amendments.

That they have agreed to the Bill, intituled, *An Act, for the decent and uniform Celebration of Divine Service; and for the more orderly Management of Parochial Affairs*; with some Amendments: To which they desire the Concurrence of this House.

And that they have agreed to the Bill, intituled, *An Act, for preventing Trespasses by unruly Horses, Cattle, Hogs, Sheep, or Goats; and by taking away Boats, or other Vessels*, without any Amendments.

The House, according to Order, resolved itself into a Committee upon the Bill, *For the Settlement and Regulation of Ferries; and for Dispatch of Public Expresses*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* reported, from the Committee, That they had gone thro' the Bill, and made several Amendments thereto; which they had directed him to report, when the House will please to receive the same.

Ordered, That the Report be received To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee, upon the Bill, *For regulating Ordinaries, and Restraint of Tippling Houses*.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Saturday* next.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *Concerning Servants and Slaves*,

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Saturday* next.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For the Preservation of the Breed of Deer; and preventing unlawful Hunting*.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Saturday* next.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.

Thursday,

Thursday, March 30, 1749.

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A Petition of several Inhabitants of the Counties of *King George* and *Stafford*, praying, that a Public Ferry may be appointed from the Land of *Anderfon Doniphan*, in *King George* County, to the Land of *Lawrence Battaile*, in *Caroline* County:

Also a Petition of *John Corbin*, in Opposition to the said Petition; were severally presented to the House, and read.

Ordered, That the said Petitions do lie on the Table.

A Bill, intituled, *An Act, concerning Water-Mills*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* do carry the Bill to the Council, for their Concurrence.

Mr *Carter*, according to Order, reported, from the Committee of the whole House, to whom the Bill, *For the Settlement and Regulation of the Ferries; and for Dispatch of Public Expresses*, was committed, the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House; and he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to, with Amendments to some of them.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *Concerning Highways, Mill-Dams, and Bridges*,

Ordered, That it be an Instruction to the Committee, That they have Power to receive a Clause or Clauses, *For prohibiting Persons, whose Lands adjoin or are intersected by public Roads, from killing Trees near such Roads, without felling*, pursuant to the Resolution of the Committee of Propositions and Grievances, reported *Tuesday* the Third of *November*.

Then the House resolved itself into a Committee upon the said Bill: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto; which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.

Friday, March 31, 1749.

A Motion being made;

Ordered, That the Bill, *For further continuing An Act, intituled, An Act, for further continuing and amending An Act, for Inspecting, Weighing, and Stamping, all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation: And to amend the Act, intituled, An Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch; and for Inspecting, Weighing, and Stamping, all Flour exported*, be re-committed to the same Committee to whom it was committed.

A Bill, *Giving a Reward for killing Wolves*, was read a Second Time; and an Amendment made thereto.

Ordered, That the Bill be Ingrossed.

Ordered, That Leave be given to bring in a Bill, for the Relief of those Persons who were Sufferers in the Loss of the Records of the County of *Nansemond*, whose Cases have not been already provided for; and that Mr *Reddick* do prepare and bring in the same.

The House proceeded to the Consideration of the Amendments to the Bill, *Concerning Highways, Mill-Dams, and Bridges*; and the same were read, and Part thereof agreed to, by the House, and several Amendments made to the Bill.

Ordered,

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Ordered, That the Bill, with the Amendments agreed to, be Ingroffed.

The Order of the Day being read, for the House to resolve itself into a Committee, upon the Bill, *For the Distribution of Intestates Estates*,

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Wednesday next.

The Order of the Day being read, for the House to resolve itself into a Committee, upon the Bill, *Declaring Slaves to be personal Estate; and for other Purposes therein mentioned*,

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Wednesday next.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For the effectual Suppression of Vice*,

Ordered, That it be an Instruction to the Committee, That they have Power to receive a Clause or Clauses, pursuant to the Resolution of the Committee of Propositions, *For obliging Persons, purchasing white Women Servants, to provide for, and maintain, the Bastard Children of such Servants, after they shall be born, without burthening the Several Parishes with that Charge*.

Then the House resolved itself into a Committee, upon the said Bill: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in, at the Table.

Ordered, That the Report do lie on the Table.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, *Concerning Water-Mills*; with some Amendments; to which they desire the Concurrence of this House.

A Petition of *Unity Dandridge*, Widow of *William Dandridge*, Esq; deceased, was presented to the House, and read; setting forth, That the said *Unity's* Father, *Nathaniel West*, late of the County of *King William*, deceased, died seised of a Tract of Land, lying in the said County of *King William*, called *Barber's-Hills*, intestate, and left her, his only Child and Heir: That after the Death of her Father, her late Husband entered upon the said Land, in Right of her; and also purchased a Fee-Simple Estate and Inheritance, of several Tracts of Land, lying in the said County; and did, by his last Will and Testament, give to his Son *Nathaniel*, all the Lands that he purchased, or had, in the said County, to him and his Heirs, for ever; on Condition, that his said Son did his utmost Endeavour to dock the Intail of the Tract called *Barber's-Hills*; and to have the Fee-Simple Estate of the same vested in his Brother *William*: That he devised the said Lands, together with Ten Slaves, to be settled to the same Uses: That in Case his said Son *Nathaniel* should fail to do the same, he then made the Lands given to him, subject to the Payment of Five Hundred Pounds, to his Son *William*: That she is desirous to perform the Will of her said Husband; and praying that an Act may pass for that Purpose.

Ordered, That Mr *Robert Jones* do prepare and bring in a Bill, according to the Prayer of the said Petition.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Saturday, April 1, 1749.

A BILL, intituled, *An Act, giving a Reward for killing of Wolves*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Fry* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for the Settlement and Regulation of Ferries; and for Dispatch of Public Expresses*, was read the Third Time; and several Amendments made thereto.

Resolved,

Resolved, That the Bill do pass.

Ordered, That Mr *Secretary* do carry the Bill to the Council, for their Concurrence.

Ordered, That Leave be given to bring in a Bill, to explain and amend an Act, made in the Twelfth Year of his present Majesty, intituled, *An Act, for erecting Two new Counties, and Parishes; and granting certain Encouragements to the Inhabitants thereof*: And that Mr *Benjamin Waller* do prepare and bring in the same.

Mr *Reddick*, according to Order, presented to the House a Bill, *For the Relief of those Persons who were Sufferers in the Loss of the Records of the County of Nanfemond, whose Cases have not already been provided for*; and the same was received, and read the First Time; and ordered to be read a Second Time.

The House proceeded to the Consideration of the Amendments to the Bill, *For the effectual Suppression of Vice*; and the same were read, and Part thereof agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House, according to Order, resolved itself into a Committee upon the Bill, *For regulating Ordinaries, and Restraint of Tippling Houses*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* reported, from the Committee, That they had gone through the Bill, and had made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For the Preservation of the Breed of Deer; and preventing unlawful Hunting*.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Monday next.

The order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *Concerning Servants and Slaves*.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Monday next.

And then the House adjourn'd 'til Monday Morning Ten o'Clock.

Monday, April 3, 1749.

MR. *Benjamin Waller*, according to Order, presented to the House a Bill, *To explain and amend an Act, intituled, An Act, for erecting Two new Counties, and Parishes; and granting certain Encouragements to the Inhabitants thereof*; and the same was received and read the First Time, and ordered to be read a Second Time.

A Bill, *To impower the Vestry of the Parish of Newport, in the County of Isle of Wight, to sell the Glebe Lands in the said Parish; and to purchase a more convenient Glebe in Lieu thereof*, was read a Second Time.

Ordered, That the Bill be committed to the Members of *Isle of Wight, Surry, and Nanfemond Counties*: And that they do examine into the Allegations thereof, and report the same, as they shall appear to them, with their Opinion thereupon, to the House.

A Bill, *To impower the Trustees of Leeds Town, to make a Causeway through the Marsh opposite thereto; and for appointing a Public Ferry*, was read a Second Time; and committed to Mr *Fry*, the Members of *King George, and Essex Counties*.

A Bill, *For Relief of those Persons who were Sufferers in the Loss of the Records of the County of Nanfemond, whose Cases have not already been provided for*, was read a Second Time; and the Question being put, That the Bill be Ingrossed?

It passed in the Negative.

Resolved, That the Bill be rejected.

The

The House proceeded to the Consideration of the Message from the Council, in Relation to the Amendments by them proposed to the Bill, intituled, *An Act, to allow Persons not concerned in making of Tobacco, to discharge Levies, and Officers Fees, in Money.*

Resolved, That this House doth insist on their Disagreement to the said Amendments.

Ordered, That Mr Robert Jones do go up with a Message to the Council, and acquaint them, That this House doth insist on their Disagreement to the Amendments by them proposed to the said Bill; and desire they will pass the Bill, without the Amendments.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For the Preservation of the Breed of Deer; and preventing unlawful Hunting,*

Ordered, That it be an Instruction to the Committee, That they have Power to receive a Clause or Clauses, *For restraining the Practice of killing Deer, in hard Frosts:* And also, *For effectually preventing the Destruction of the Breed of Deer; and prohibiting Fire-Hunting,* pursuant to the Resolutions for that Purpose.

Then the House resolved itself into a Committee upon the said Bill: And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Carter, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments in at the Table; where the same were read, and agreed to, by the House, with Amendments.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, giving a Reward for killing of Wolves,* without any Amendments:

And that they have agreed to the Bill, intituled, *An Act, for the Settlement and Regulation of Ferries; and for Dispatch of Public Expresses,* with some Amendments; to which they desire the Concurrence of this House.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *Concerning Servants and Slaves,*

Ordered, That it be an Instruction to the Committee, That they have Power to receive a Clause or Clauses, pursuant to the Resolution of the Committee of Propositions, reported *Tuesday, November 15.*

Then the House resolved itself into a Committee, upon the said Bill: And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Carter reported, from the Committee, That they had gone through the Bill, and had made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Message from the Council, by Mr Walthoe:

That they adhere to their Amendments to the Bill, intituled, *An Act, to allow Persons not concerned in making of Tobacco, to discharge Levies, and Officers Fees, in Money;* and desire that this House will pass the Bill, with the Amendments.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday, April 4, 1749.

A Petition of the Inhabitants of *Tappahanock Town*, in the County of *Effex*, was presented to the House, and read; setting forth, That by a late Act of Assembly, the Justices of that County were directed to pay *Robert Spilfsby Coleman* Twenty-Five Pounds current Money, for all his Right and Title to any Land within the Bounds of the said Town, and also the Slipe of Land lying between the Town and the River; which Money was duly paid to him, as by his Receipt, duly proved and recorded in the said County Court, appears: Notwithstanding which, the said

faid *Coleman* is continually threatning those with Law Suits who offer to built Ware-houses, Wharfs, or other Conveniences, on any Part of the faid Slipe of Land: And as no Person is willing to stand a Law Suit at his own Risque; and there being a Clause in the old Law, for Ports and Towns, which gives Liberty to the Owners of the Lots next the River, to build Wharfs, and other Conveniences, for their own Use; and praying that the first mentioned Act may be fully explained, and the faid Clause, in the last mentioned Act, may be revived; which will be of great Service to the faid Town.

Ordered, That the faid Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Bill, intituled, *An Act, concerning Highways, Mill-Dams, and Bridges*, was read the Third Time, and an Amendment made thereto.

Resolved, That the Bill do pass.

Ordered, That Mr *Attorney* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for the effectual Suppression of Vice*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Secretary* do carry the Bill to the Council, for their Concurrence.

Mr *Gray*, from the Committee, to whom the Bill, *To impower the Vestry of the Parish of Newport, in the County of Isle of Wight, to sell the Glebe Lands in the said Parish; and to purchase a more convenient Glebe in Lieu thereof*, was committed, reported, That the Committee had examined the Allegations thereof, and found them to be true; and that they had gone through the Bill, and directed him to report the same, without any Amendment; and he delivered the Bill, in, at the Table.

Ordered, That the Bill, be Ingrossed.

An Ingrossed Bill, intituled, *An Act, for the Preservation of the Breed of Deer; and preventing unlawful Hunting*, was read the third Time, and a Blank in the Bill fill'd up.

Resolved, That the Bill do pass.

Ordered, That Mr *William Waller*, do carry the Bill to the Council, for their Concurrence.

An Ingrossed Bill, intituled, *An Act, for regulating Ordinaries, and Restraint of Tippling-Houses*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Braxton* do carry the Bill to the Council, for their Concurrence.

A Bill, *To explain and amend an Act*, intituled, *An Act for erecting Two new Counties, and Parishes; and granting certain Encouragements to the Inhabitants thereof*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

The House proceeded to the Consideration of the Message from the Council, in Relation to the Amendments by them insisted on to the Bill, intituled, *An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Hunting and Ranging*;

Resolved, That this House doth recede from their Disagreement to Two of the said Amendments, and doth insist on their Disagreement to another.

Ordered, That Mr *Ludwell* do go up with a Message to the Council, and acquaint them, That this House do recede from their Disagreement to Two of the said Amendments, and insist on their Disagreement to another; and desire they will pass the Bill, without the said Amendment.

A Petition of *George Webb*, was presented to the House, and read; setting forth, That he being appointed Clerk of the Committee, for Revival of the Laws, was at a Considerable Expence in attending the said Committee, at their several Meetings, and for Books, Paper, Pens, and Ink, for which he has not hitherto had any Allowance; and praying the Consideration of the House; and the Question being put, That the said *George Webb* have a further Allowance?

It passed in the Negative.

Resolved, That the Petition be rejected.

The

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, concerning Water-Mills*; and the same were read, and disagreed to, by the House.

Ordered, That Mr *Carter* do go up to the Council, and acquaint them, That this House cannot agree to the Amendments by them proposed to the said Bill; and desire they will pass the Bill, without the Amendments.

The House proceeded to the Consideration of the Message from the Council, in Relation to the Amendments by them insisted on to the Bill, intituled, *An Act, against stealing Hogs*.

Resolved, That this House doth recede from their Disagreement to the said Amendments.

Ordered, That Mr *Bland* do go up with a Message to the Council, and acquaint them therewith.

The House proceeded to the Consideration of the Message from the Council, in relation to the Amendments by the Council insisted on to the Bill, intituled, *An Act, to prevent the clandestine Transportation or carrying of Persons in Debt, Servants, or Slaves out of this Colony*.

Resolved, That this House doth recede from their Disagreement to the said Amendments.

Ordered, That Mr *Benjamin Waller* do go up with a Message to the Council, and acquaint them therewith.

The House proceeded to the Consideration of the Message from the Council, in Relation to the Amendment by the Council insisted on to the Bill, intituled, *An Act, declaring the Law concerning Executions; and for Relief of insolvent Debtors*;

Resolved, That this House doth insist on their Disagreement to the said Amendment.

Ordered, That Mr *Secretary* do go up with a Message to the Council, and acquaint them, That this House do insist on their Disagreement to the Amendment by them insisted on to the said Bill.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Wednesday, April 5, 1749.

A Message from the Council by Mr *Walthoe*:

THAT they recede from the Amendment by them insisted on, and by this House disagreed to, to the Bill, intituled, *An Act, declaring the Law concerning Executions; and for Relief of insolvent Debtors*; and have passed the Bill, with the Amendments agreed to.

A Bill, intituled, *An Act, concerning Servants and Slaves*, was read the Third Time; and an Amendment made thereto.

Resolved, That the Bill do pass.

Ordered, That Mr *Digges* do carry the Bill to the Council, for their Concurrence.

Mr *Carter*, from the Committee of Propositions, reported, That the Committee had had under Consideration divers Petitions from several Counties, to them referred, and had come to several Resolutions thereupon; which he read in his Place, and then delivered in at the Table; where the same were read, and are as follow:

Resolved, That it is the Opinion of this Committee, That the Propositions from the Counties of *Fairfax* and *Frederick*, for establishing a Town at *Hunting Creek Warehouse*, in the County of *Fairfax*, and laying off a sufficient Quantity of Land there for that Purpose; be rejected.

Resolved, That it is the Opinion of this Committee, That the Propositions from the Counties of *Fairfax* and *Frederick*, and the Petition of *Philip Alexander*, of the County of *Stafford*, in Opposition to the Propositions for a Town at *Hunting Creek Warehouse*;
and

and for erecting a Town at the Head of Great *Hunting* Creek, on the Land of *John Minor*, in the County of *Fairfax*; be rejected.

The first Resolution being read a Second Time; and the Question being put, That the House do agree thereto?

It passed in the Negative.

Resolved, That the Propositions from the Counties of *Fairfax* and *Frederick*, for establishing a Town at *Hunting* Creek Warehouse, in the County of *Fairfax*, and laying off a sufficient Quantity of Land there, for that Purpose; are reasonable.

Then upon a Motion made,

Ordered, That the further Consideration of the said Report be adjourned.

Ordered, That the Members for *Fairfax* and *Frederick* Counties, do prepare and bring in a Bill, pursuant to the Resolution for establishing a Town at *Hunting* Creek Warehouse, in the County of *Fairfax*, and laying off a sufficient Quantity of Land there, for that Purpose.

Mr *Robert Jones*, according to Order, presented to the House a Bill, to amend an Act, intituled, *An Act, to regulate Attornies practising in the County Courts; and the granting Writs of Certiorari*; and the same was received, and ordered to lie on the Table.

The House, according to Order, resolved itself into a Committee upon the Bill, *Declaring Slaves to be Personal Estate; and for other Purposes therein mentioned*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto; which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

The Order of the Day being read,

Resolved, That this House will resolve itself into a Committee upon the Bill, *For the Distribution of Intestates Estates*, To-morrow.

A Bill, intituled, *An Act, to explain and amend the Act, for erecting Two new Counties, and Parishes; and granting certain Encouragements to the Inhabitants thereof*, was read the Third Time. ¹²¹

Resolved, That the Bill do pass.

Ordered, That Mr *Gabriel Jones* and Mr *Maddison* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, to impower the Vestry of the Parish of Newport, in the County of Isle of Wight, to sell the Glebe Lands in the said Parish; and to purchase a more convenient Glebe in Lieu thereof*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Gray* do carry the Bill to the Council, for their Concurrence.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.

Thursday, April 6, 1749.

MR. *Carter*, according to Order, presented to the House a Bill, *For establishing a Town on the Land of John Graham, Gent. in the County of Prince William*; and the same was received, and read the First Time; and ordered to be read a Second Time.

Mr *Bland*, from the Committee, to whom the Bill, *For dividing the Parish of Truro; and dissolving the Vestry of the Parish of Suffolk and other Purposes therein mentioned*, was committed, reported, That the Committee had made several Amendments thereto; which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, concerning Highways, Mill-Dams, and Bridges*:

Also to the Bill, intituled, *An Act, for regulating Ordinaries, and Restraint of Tippling-Houses*:

Also to the Bill, intituled, *An Act, for the Preservation of the Breed of Deer; and preventing unlawful Hunting*; with some Amendments; to which they desire the Concurrence of this House.

Mr *Braxton* moved for Leave to bring in a Bill, to prevent the building of Wooden Chimneys, in the Town of *Walkerton*: And also, to prevent the Inhabitants thereof from raising and keeping Hogs:

Ordered, That Leave be given to bring in a Bill, according to the Motion; and that Mr *Braxton* do prepare and bring in the same.

A Bill, *To amend an Act*, intituled, *An Act, to regulate Attornies practising in the County Courts; and the granting Writs of Certiorari*, was read the First Time; and ordered to be read a Second Time.

A Bill, *Directing the Manner of granting Probats of Wills; and Administration of Intestates Estates*, was read the Second Time, and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the Bill, To-morrow.

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Mr *Robert Jones*, from the Committee, to whom the Bill, *to Dock the Intail of Two Hundred and Fifty Acres of Land, in the Parish of Westover, in the County of Charles-City, whereof Rebecca, Wife of William Clinch, lately died seised, in Fee-Tail, and to vest the same in certain Trustees, in Fee-Simple; and for other Purposes therein mentioned*, was committed, reported, That they had examined into the Allegations thereof, and found them to be true; and had made several Amendments to the Bill; which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House, according to Order, resolved itself into a Committee upon the Bill, *For the Distribution of Intestates Estates*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

A Petition of *Richard Cocke*, Gent. was presented to the House, and read, setting forth, That in the Month of *September*, 1746, a Negro Man Slave, belonging to him, was, by a Court of Oyer and Terminer held in the County of *Lunenburg*, judged guilty of committing a rape; and, being by the said Court valued at Forty Five Pounds, was executed: That a Certificate of the Valuation was transmitted to the succeeding Assembly; but that there being no Public Levy then laid, no Allowance was made him for the said Slave: Since which, the said Certificate was either burnt in the Capitol, or mislaid; and praying such Relief as this House shall think fit.

Resolved, That Forty-Five Pounds be paid out of the Public Money, in the Hands of the Treasurer, to *Richard Cocke*, Gent. in full Satisfaction for a Negro Man Slave, belonging to him, adjudged by the County Court of *Lunenburg* guilty of committing a Rape, and in Consequence thereof executed, a Certificate of the Valuation having been transmitted to the Assembly, and no Allowance made him in the Book of Claims.

Ordered, That Mr *Robert Jones* do carry the said Resolve to the Council, and desire their Concurrence.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Friday,

Friday, April 7, 1749.

A BILL, intituled, *An Act, for dividing the Parish of Truro; and dissolving the Vestry of the Parish of Suffolk; and other Purposes therein mentioned*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Washington* do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, to explain and amend an Act*,¹²³ intituled, *An Act for erecting Two new Counties, and Parishes; and granting certain Encouragements to the Inhabitants thereof*:

Also to the Bill, *For the effectual Suppression of Vice*, with some Amendments: To which they desire the Concurrence of this House.

A Bill, intituled, *An Act, to dock the Intail of Two Hundred and Fifty Acres of Land, in the Parish of Westover, in the County of Charles-City, whereof Rebecca, Wife of William Clinch, lately died seised in Fee-Tail; and to vest the same in certain Trustees, in Fee-Simple; and for other Purposes therein mentioned*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Claiborne* do carry the Bill to the Council, for their Concurrence.

The House, according to Order, resolved itself into a Committee upon the Bill, *Directing the Manner of granting Probats of Wills, and Administration of Intestates Estates*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto; which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments be Ingrossed.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, to impower the Vestry of the Parish of Newport, in the County of Isle of Wight, to sell the Glebe-Lands in the said Parish; and to purchase a more convenient Glebe in Lieu thereof*, without any Amendments.

The House proceeded to the Consideration of the Message from the Council, in relation to the Amendments by the Council insisted on, to the Bill, intituled, *An Act, prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office; and directing their Duty therein*.

Resolved, That this House doth recede from their Disagreement to Three of the said Amendments, and doth insist on their Disagreement to the others.

Ordered, That Mr *Carter* do go up with a Message to the Council, and acquaint them, That this House have receded from their Disagreement to some of the Amendments by them insisted on to the said Bill; and doth insist on their Disagreement to others; and desire they will pass the Bill, with the Amendments agreed to.

The House proceeded to the Consideration of the Amendments to the Bill, intituled, *An Act, for the Settlement and Regulation of Ferries; and for Dispatch of Public Expresses*; and the same were read, and all agreed to, but One.

Ordered, That Mr *Lomax* do go up with a Message to the Council, and acquaint them, That this House have agreed to Five of the Amendments by them proposed to the said Bill, and disagreed to One; and desire they will pass the Bill with the Amendments agreed to.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, concerning Highways, Mill-Dams, and Bridges*; and the same were read, and agreed to by the House, with an Amendment to one of them.

Ordered, That Mr *Bland* do go up with a Message to the Council, and acquaint them, That this House hath agreed to the Amendments by them proposed to the said Bill, with an Amendment to one of them; to which they desire their Concurrence.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Saturday,

Saturday, April 8, 1749.

PETER Randolph having resigned his Commission of Clerk of the House of Burgesses, and William Randolph having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, the Oath of Abjuration, and the Test, was, by Virtue of a Commission from the Honourable Sir William Gooch, Baronet, Governor, sworn Clerk, in his Stead, and admitted to his Place, in the House accordingly.

A Bill, *Concerning Strays*, was read a Second Time; and some Amendments made thereto.

Ordered, That the Bill be Ingrossed.

A Bill, *To prevent the building of wooden Chimnies in the Town of Walkerton; and also to prevent the Inhabitants thereof from raising and keeping Hogs*, was read the First Time; and ordered to be read a Second Time.

Ordered, That Mr Riddick have Leave to be absent from the Service of the House, 'til Friday next.

A Bill, *For establishing a Town on the Land of John Graham, Gent. in the County of Prince William*, was read a Second Time, and committed to the Members for *Stafford, Prince William, Fairfax*, and to Mr Benjamin Waller.

A Message from the Council by Mr Walthoe:

That they have agreed to the Amendment proposed by this House, to their Amendment to the Bill, intituled, *An Act, concerning Highways, Mill-Dams, and Bridges*:

Also, that they have receded from their Amendment disagreed to by this House, to the Bill, intituled, *An Act, for the Settlement and Regulation of Ferries; and for Dispatch of Public Expresses*:

And, that they have receded from their Amendments disagreed to by this House, to the Bill, intituled, *An Act, prescribing the Method of appointing Sheriffs; and for limiting the Time of their Continuance in Office; and directing their Duty therein*.

A Bill, *Directing the Duty of Surveyors of Land*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Monday next.

A Bill, *For the better securing the Payment of Rents, and preventing the fraudulent Practices of Tenants*, was read a Second Time; and an Amendment made at the Table.

Ordered, That the Bill be Ingrossed.

And then the House adjourn'd 'til Monday Morning Ten o'Clock.

Monday, April 10, 1749.

Ordered,

THAT an Address be made to the Governor, to order a new Writ to issue, for electing a Burgess to serve in this present General Assembly, for the County of *Henrico*; in the room of Mr Richard Randolph, deceased: And that Mr Bland do wait on him with the said Address.

A Petition of the Inhabitants of the Parish of *St. George*, in the County of *Spotsylvania*, was presented to the House, and read, setting forth the Inconveniences that will attend the Building a Chapel at *Lee's Old-Field*:

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; that they examine into the several Matters thereof; and report the same, with their Opinion thereupon, to the House.

A Bill, intituled, *An Act, concerning Strays*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Benjamin Waller, do carry the Bill to the Council, for their Concurrence.

A

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Resolve, for paying *Richard Cocke* Forty Five Pounds out of the Money in the Hands of the Treasurer:

Also, that they have receded from their Amendments disagreed to by this House, to the Bill, *Concerning Mills*:

And, that they have receded from their Amendments disagreed to by this House, to the Bill, *For settling the Titles and Bounds of Lands; and for preventing unlawful Hunting and Ranging*.

An Ingrossed Bill, intituled, *An Act, for the better securing the Payment of Rents*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Beverley* do carry the Bill to the Council, for their Concurrence.

A Bill, *For ascertaining the Damage upon Protested Bills of Exchange*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

A Bill, *Concerning Marriages*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Wednesday next.

The House, according to Order, resolved itself into a Committee upon the Bill, *Directing the Duty of Surveyors*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto; which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday, April 11, 1749.

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A BILL, *For establishing a Town at Hunting Creek Warehouse, in the County of Fairfax*, was read the First Time.

Ordered, That the Bill be read a Second Time.

Mr *Fitzhugh* reported, That the Committee to whom the Bill, *For establishing a Town on the Land of John Graham, Gent. in the County of Prince William*, was committed, had made several Amendments thereto; which he read in his Place, and afterwards delivered the Bill, with the Amendments, in at the Table; where the same were again twice read, and agreed to, by the House: And the Question being put, That the Bill, with the Amendments, be Ingrossed?

It passed in the Affirmative.

Ordered, That the said Bill, with the Amendments, be Ingrossed.

Mr *Bolling*, according to Order, presented to the House a Bill, *For preventing Hogs going at large in the Town of Richmond*; and the same was received, and read the First Time; and ordered to be read a Second Time.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, to explain and amend the Act, for erecting Two new Counties, and Parishes; and granting certain Encouragements to the Inhabitants thereof*; and the same were read, and disagreed to by the House.

Ordered, That a Message be sent to the Council, to acquaint them, That this House cannot agree to the Amendments by them proposed to the said Bill; and to desire they will pass the Bill, without the Amendments; and that Mr *Maddison* do go up with the said Message.

A

A Bill, *To amend an Act, intituled, An Act, to regulate Attornies practising in the County Courts; and the granting Writs of Certiorari*, was read a Second Time; and committed to Mr Bland, Mr Ludwell, Mr Robert Jones, Mr Benjamin Waller, Mr Beverley, Mr Carter, Mr Fitzhugh, Mr Read, and Mr Claiborne.

A Motion being made, That the House proceed to the immediate Consideration of the Amendments to the Bill, *Declaring Slaves to be Personal Estate*: And the Question being put thereupon;

It passed in the Negative.

Ordered, That the Consideration of the said Amendments be referred 'til this Day Se'nnight.

Mr Carter moved for Leave to bring in a Bill, for establishing a Town near Newcastle; and erecting public Buildings; and for other Purposes therein mentioned:

And upon a Motion made, the previous Question was put, That the Question be put upon the said Motion?

It passed in the Negative.

Then the Question being put upon the said Motion, the House divided:

Yeas go forth. Yeas 38.

Noes 32.

It passed in the Affirmative.

Ordered, That Leave be given to bring in the Bill; and that Mr Carter, Mr Braxton, Mr Wormley, Mr Corbin, and Mr Beverley, do prepare and bring in the same.

27 The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For ascertaining the Damage upon Protested Bills of Exchange; and for the better Recovery of Debts due on Promissory Notes, and for the Assignment of Bonds, Obligations, and Notes*:

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

Ordered, That there be a call of the House, on Tuesday next.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.

Wednesday, April 12, 1749.

A Message from the Council, by Mr Walthoe:

THAT they have agreed to the Bill, intituled, *An Act, concerning Servants and Slaves*, with some Amendments: To which they desire the Concurrence of this House.

Also, that they have agreed to the Bill, intituled, *An Act, concerning Strays*:

And to the Bill, intituled, *An Act, for the better securing the Payment of Rents; and preventing fraudulent Practices of Tenants*; without any Amendment.

Two Petitions of the Inhabitants of the County of Goochland; praying that the Seat of Government may be established at the Falls of James River, were presented to the House, and read.

Ordered, That the Petitions do lie on the Table.

A Message from the Council, by Mr Walthoe:

That they insist on their Amendment to the Bill, intituled, *An Act, to explain and amend the Act, for erecting Two new Counties, and Parishes; and granting certain Encouragements to the Inhabitants thereof*; and desire this House will recede from their Disagreement to the said Amendment,

A Bill, *For establishing a Town near Newcastle; and erecting the Public Buildings; and for other Purposes therein mentioned*, was read the First Time.

And a Motion being made, and the Question put thereupon, That the Bill be read a Second Time? The House divided: Noes go forth,

Yeas 42.

Noes 29.

Resolved in the Affirmative.

Then

Then a Motion was made, That the Second Reading of the Bill be put off, 'til *Tuesday* next; and the Question being put thereupon;

It passed in the Negative.

The Bill, *For establishing a Town near Newcastle; and erecting the Public Buildings; and for other Purposes therein mentioned*, was read a Second Time.

And a Motion was made, That the Bill be committed; and the Question being put thereupon?

It passed in the Negative.

Ordered, That the Bill be Ingrossed.

Ordered, That Leave be given to bring in a Bill, for establishing the Town of *Staunton*, in the County of *Augusta*; and it is referred to Mr *Beverley*, Mr *Maddison*, and Mr *Wilson*, to prepare and bring in the same.

A Petition of fundry of the Inhabitants of the County of *Augusta*, was presented to the House and read, praying, That an Act may pass, for establishing Fairs, in the Town laid off by Col. *William Beverley*, at the Court-house in that County; and that the Inhabitants of the said Town may have and enjoy all the Privileges and Advantages that other Towns have that are established by Law, and not incorporated:

Ordered, That it be an Instruction to the Persons to whom it is referred, to prepare and bring in a bill, for establishing the Town of *Staunton*, in the County of *Augusta*, That they have Power to receive a Clause or Clauses, pursuant to the Prayer of the said Petition.

A Bill, intituled, *An Act, directing the Manner of granting Probats of Wills; and Administration of Intestates Estates*, was read the Third Time; and some Amendments made thereto, at the Table.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* do carry the Bill to the Council, and desire their Concurrence.

The House proceeded to the Consideration of the Report of the Committee of the whole House, made on *Saturday* last, on the Bill, *Directing the Duty of Surveyors*; and the same was read, and one of the Amendments was disagreed to, and the rest agreed to.

Ordered, That the Bill, with the Amendments agreed to, be Ingrossed.

The House took into Consideration the Amendments from the Council, to the Bill, *For the Preservation of the Breed of Deer; and preventing unlawful Hunting*; and the same was read, and Part of them agreed to by the House.

Ordered, That Mr *Carter* do go up with a Message to the Council, and acquaint them, That this House have agreed to some of the Amendments by them proposed to the said Bill, and disagreed to others; and desire that they will pass the Bill with the Amendments agreed to.

The House, according to Order, resolved itself into a Committee, upon the Bill, *For ascertaining the Damage upon Protested Bills of Exchange*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* from the Committee, reported, That they had gone through the Bill, and made an Amendment thereto; which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendment, in at the Table; where the same was read, and agreed to, by the House.

Ordered, That the Bill, with the Amendment, be Ingrossed.

Ordered, That Mr *Corbin*, and Mr *Hedgman*, be added to the Committee to whom the Bill, *For regulating Attornies practising in the County Courts*, was committed.

The House, according to Order, resolved itself into a Committee upon the Bill, *Concerning Marriages*: And after some time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had had the Bill under their Consideration; but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Thursday,

Thursday, April 13, 1749.

A Message from the Council, by Mr *Walthoe*:

THAT they have receded from some of their Amendments disagreed to by the House, to the Bill, intituled, *An Act, for the Preservation of the Breed of Deer; and preventing unlawful Hunting*; and do insist on the others; and desire that the House will recede from their Disagreement to the said Amendments, and pass the Bill with the Amendments by them insisted on.

A Bill, intituled, *An Act, for establishing a Town near Newcastle; and erecting the Public Buildings; and for other Purposes therein mentioned*, was read the Third Time: and the Blanks in the Bill filled up.

And the Question being put, That the Bill do pass? the House divided.

Noes go forth,

Yeas 40.

Noes 38.

It passed in the Affirmative.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* do carry the Bill to the Council, and desire their Concurrence.

The Order of the day being read, for the House to resolve itself into a Committee upon the Bill, *Concerning Marriages*;

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.

Friday, April 14, 1749.

Ordered,

THAT Mr *Fantleroy* have Leave to be absent from the Service of the House, for the Recovery of his Health.

A Bill, intituled, *An Act, for ascertaining the Damage upon Protested Bills of Exchange; and for the better Recovery of Debts due on Promissory Notes, and for the Assignment of Bonds, Obligations, and Notes*; was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Whiting* do carry the Bill to the Council, for their Concurrence.

Ordered, That Mr *Wormley* have Leave to be absent from the Service of the House, 'til Saturday S'ennight.

A Bill, *For erecting a Town at Hunting Creek Warehouse, in the County of Fairfax*, was read a Second Time; and committed to Mr *Washington*, Mr *Osborne*, Mr *Ludwell*, Mr *William Waller*, Mr *Thomas Harrison*, Mr *Woodbridge*, and Mr *Hedgman*.

Ordered, That Mr *Lee* have Leave to be absent from the Service of the House, 'til Friday next.

A Message from the Council, by Mr *Walthoe*:

That a Petition of the Freeholders and Housekeepers of the Parish of *Cople*, in the County of *Westmoreland*, living above *Nominy* Ferry, had been read in Council, and was by them referred to the Consideration of this House; and the said Petition was read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

An Ingrossed Bill, intituled, *An Act, for erecting a Town in the County of Prince William*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Fitzhugh*, do carry the Bill to the Council, and desire their Concurrence.

An

An Ingrossed Bill, intituled, *An Act, directing the Duty of Surveyors*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Braxton* do carry the Bill to the Council, for their Concurrence.

A Petition of the Mayor, Recorder, and Aldermen, of the Borough of *Norfolk*, assembled at their Town-Hall, on behalf of themselves and the other Inhabitants of the said Borough, was presented to the House, and read; praying, That the Jurisdiction of the Court of Huftings in the said Borough may be enlarged, and that it may be better explained and settled what shall be sufficient to qualify and intitle any one to vote at an Election of a Burgefs for the said Borough.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The House, according to Order, resolved itself into a Committee, upon the Bill, *Concerning Marriages*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* reported from the Committee, That they had gone through the Bill, and made several Amendments thereto; which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where the same were again read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

And then the House adjourn'd 'til To-morrow Morning Ten o'clock.

Saturday, April 15, 1749.

Ordered,

THAT Mr *Thornton* have Leave to be absent from the Service of the House, 'til *Saturday* next.

Mr *Beverley* presented to the House, according to Order, a Bill, *For Establishing a Town in Augusta County, and allowing Fairs to be kept therein*: And the same was received, and read the First Time; and *Ordered* to be read a Second Time.

A Claim of *Richard Vernon*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Ordered, That the Consideration of the said Claim be referred to the next Session 131 of Assembly.

A Bill, *For establishing Courts of Quarter Sessions in the Counties of Goochland, Albemarle, and Augusta*, was read the Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Monday* next.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions and Petitions, to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and afterwards delivered in at the Table; where they were again read, and agreed to by the House, as follow:

Resolved, That the Proposition from the County of *Isle of Wight*, for dividing that County by *Blackwater* Stream, and erecting the same into Two distinct Counties; is reasonable.

Resolved, That the Proposition from the County of *Isle of Wight*, against dividing that County; be rejected.

On Consideration of the Petition of the Inhabitants of the County of *Albemarle*, setting forth, That some Time ago that County was divided from *Goochland*, and that at the same Time the Parish of *St. James*, then in the said County of *Goochland*, was divided into Three Parishes, to wit, *Southam*, and *St. James Northam*, now in *Goochland*, and

and *St. Anne*, in *Albemarle*: That some few Years before the said Divisions, several Sums of Money and Quantities of Tobacco were levied on the said County of *Goochland*, and Parish of *St. James*, for the Buildings of the said County and Parish respectively; which Buildings of the said County are all now in *Goochland*, and of the said Parish of *St. James*, are in *Southam*, and *St. James Northam* Parishes, aforesaid: And that the Glebe of the said Parish of *St. James* being inconvenient, was sold; and praying, that the Inhabitants of *Goochland* County may be obliged to repay the Petitioners a Proportionable Part of the Money and Tobacco levied for the said Buildings in *Goochland*, and the said Parishes of *Southam*, and *St. James Northam*, to repay the Inhabitants of *St. Anne's* Parish a proportionable Part of the Money and Tobacco levied for the said Buildings, in *Southam*, and *St. James Northam*, aforesaid; and also to allow them a Part of the Money paid for the purchase of the said Glebe;

Resolved, That so much of the said Petition as relates to the obliging the Inhabitants of the County of *Goochland* to repay the Petitioners a proportionable Part of the Money and Tobacco levied for the said Buildings now in *Goochland*, is reasonable.

Resolved, That so much of the said Petition, as relates to obliging the Parishes of *Southam*, and *St. James Northam*, to repay the Inhabitants of *St. Anne's* Parish a proportionable Part of the Money and Tobacco levied for the said Buildings in *Southam*, and *St. James Northam*, aforesaid; is reasonable.

Resolved, That so much of the said Petition, as relates to obliging the Parishes of *Southam*, and *St. James Northam*, to allow the Inhabitants of *St. Anne's* Parish a Part of the Money paid for the Purchase of the Glebe of *St. James's* Parish; be rejected.

Ordered, That a Bill be brought in, pursuant to the first Resolution; and that Mr *Benjamin Waller*, and the Members for the County of *Isle of Wight*, do prepare and bring in the same.

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Ordered, That Mr *Benjamin Waller*, Mr *Bland*, Mr *Jones*, and the Members for *Goochland* and *Albemarle*, do prepare and bring in a Bill, pursuant to the Third and Fourth Resolutions.

A Petition of the Magistrates of the County of *Norfolk*, in Behalf of themselves, and the Inhabitants of the said County, in Opposition to that Part of the Petition of the Mayor, Recorder, and Aldermen of the Borough of *Norfolk*, which relates to enlarging the Jurisdiction of the Court of Huftings in that Borough, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Message from the Council, by Mr *Walthoe*:

That the Council have agreed to the Bill, intituled, *An Act, for ascertaining the Damage upon Protested Bills of Exchange, and for the better Recovery of Debts due on Promissory Notes; and for the Assignment of Bonds, Obligations, and Notes*; without any Amendment.

And that the Council have agreed to the Bill, intituled, *An Act, directing the Manner of granting Probats of Wills; and Administration of Intestates Estates*; with some Amendments; to which they desire the Concurrence of this House.

A Bill, *To restrain the taking of excessive Usury*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Wednesday next.

A Bill, *For the better Management and Security of Orphans, and their Estates*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Tuesday next.

A Bill, *For Dividing the County of Isle of Wight into Two distinct Counties*, was read the First Time; and Ordered to be read a Second Time.

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The House proceeded to the Consideration of the Message from the Council, in Relation to the Amendments by them insisted on, to the Bill, intituled, *An Act, for the Preservation of the Breed of Deer; and preventing unlawful Hunting*:

Resolved, That this House doth insist on their Disagreement to the said Amendments.

Ordered, That Mr Robert Jones do go up with a Message to the Council, and acquaint them, That this House doth insist on their Disagreement to the Amendments by them insisted on to the said Bill; and desire that they will pass the Bill without the Amendments.

And then the House adjourn'd 'til Monday Morning Ten o'Clock.

Monday, April 17, 1749.

A Bill, intituled, *An Act, concerning Marriages*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Ludwell do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr Walthoe:

That the Council do adhere to their Amendments, disagreed to by this House, to the Bill, intituled, *An Act, for the Preservation of the Breed of Deer, and preventing unlawful Hunting*.

Upon a Motion made,

Ordered, That an humble Address be prepared, to be presented to his Majesty, and also a Petition to the Parliament of *Great-Britain*, to obtain a Repeal of Part of the late Act of Parliament, intituled, *An Act, for granting to his Majesty a Subsidy of Poundage upon all Goods and Merchandize, to be imported into this Kingdom*; whereby an additional Duty of 5 per Cent. *ad Valorem*, is laid upon all Goods mentioned and expressed in one Book of Rates, intituled, *The Rates of Merchandize*, which amounts to One Penny per Pound upon all Tobacco imported and consumed in *Great-Britain*; or to make such other Reduction of the Duties payable upon Tobacco, as to his Majesty, and his Parliament, shall seem necessary: And that Mr Corbin, Mr Ludwell, Mr Carter, Mr Bland, Mr Secretary, Mr Burwell, and Mr Beverley, do prepare the same.

Two Petitions from sundry Inhabitants of the County of *Brunswick*, was presented to the House, and read; praying, that Quarterly Courts may be established in that County.

Ordered, That the Petitions do lie on the Table.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For establishing Courts of Quarter Sessions in the Counties of Goochland, Albemarle, and Augusta*;

Ordered, That the said Committee be discharged from proceeding thereupon.

Ordered, That the said Bill be committed to Mr Benjamin Waller, Mr Robert Jones, Mr Bland, Mr Gabriel Jones, Mr Read, Mr Reddick, Mr Clack, Mr Fry, Mr William Waller, and Mr Claiborne.

A Bill, *For Dividing the County of Isle of Wight, into Two distinct Counties*, was read a Second Time; and an Amendment made to the Bill, at the Table.

Ordered, That the Bill be Ingrossed.

The House proceeded to the Consideration of the Message from the Council, in Relation to their Amendments to the Bill, intituled, *An Act, for the decent and uniform Celebration of Divine Service; and for the more orderly Management of Parochial Affairs*: And the said Amendments were read, and some of them were agreed to by the House, others agreed to with some Amendments, and the rest disagreed to.

Ordered, That Mr Secretary do go up with a Message to the Council, and acquaint them, That this House have agreed to some of the Amendments by them proposed to the said Bill, and to others with some Amendments, and disagreed to the rest; and to desire that

that they will pass the Bill with the Amendments, as agreed to and amended by the House.

A Bill, *For Establishing County Courts; and settling the Proceedings therein*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

Ordered, That the Treasurer of this Colony do provide Chairs, Tables, and other Neccessaries, for the Use of the General Assembly and General Court.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday, April 18, 1749.

A Petition of the Inhabitants of the Parish of *Cople*, in the County of *Westmoreland*, was presented to the House, and read; setting forth, That contrary to Law, there has been, for several Years past, an acting Vestryman of that Parish who is not an Inhabitant thereof: That the said Vestryman has a great Influence in the said Vestry, and has often been the Occasion of many Grievances to the Inhabitants of the said Parish: That one of the Churchwardens of the said Parish did attempt to corrupt a Freeholder, and bribe his Vote, at the late Election of Burgeffes for that County, by offering to resign his Place in the said Vestry to the said Freeholder, in Consideration of the said Freeholder's voting as he should desire; and praying that the Vestry of the said Parish may be dissolved, or that the Petitioners Grievances may be otherwise redressed as this House shall think fit.

Ordered, That the said Petition be referred to the Consideration of the Committee of Privileges and Elections; that they do examine into the Allegations thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

Mr *Turner*, from the Committee to whom the Bill, *to impower the Trustees of Leeds Town, to make a Causeway through the Marsh opposite thereto; and for appointing a Public Ferry*, reported the Amendments which they had made to the said Bill; and then delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Petition of divers Inhabitants of the Town of *Tappahanock*, in the County of *Effex*, and had come to several Resolutions thereupon: And he read the Report in his Place, and then delivered the same in at the Table; where it was again read.

A Motion being made, That the Report be re-committed; and the Question being put thereupon;

It passed in the Affirmative.

Ordered, That the said Report be re-committed to the said Committee.

An ingrossed Bill, intituled, *An Act, for Dividing the County of Isle of Wight into Two distinct Counties*, was read the Third Time; and the Blanks filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Gray* do carry the Bill to the Council, for their Concurrence.

A Petition of *Carter Burwell*, was presented to the House, and read; setting forth, That the Petitioner is seized, in Tail-Male, of and in a certain Tract of Land, containing 1400 Acres, or thereabouts, known by the Name of *Carter's Grove*, situated in the Parish of *York-Hampton*, and Counties of *James-City* and *York*: That the better to enable him to make a Provision for his Daughters, he is willing and desirous of docking the Intail of the said Land, and settling other Lands of greater Value in Lieu thereof: That Notice has been published according to Law, that Application would be made to this Assembly, for an Act to dock the Intail of the said Land; and praying that an Act may pass to dock
the

the Intail of the said Land, and that 2000 Acres of Land, lying upon *Bull-Run*, in the County of *Prince-William*, of which the Petitioner is seised, in Fee-Simple, may be settled, in Lieu thereof, to the same Uses.

Ordered, That Leave be given to bring in a Bill, pursuant to the Prayer of the said Petition; and it is accordingly referred to Mr *Corbin* to prepare and bring in the same.

The House proceeded to the Consideration of the Report from the Committee of the whole House, upon the Bill, *Declaring Slaves to be Personal Estate; and for other Purposes therein mentioned*; and the same was read, and, with an Amendment, agreed to by the House.

Ordered, That the Bill, with the Amendments, be Engrossed.

The House proceeded to the Consideration of the Report from the Committee of the whole House, upon the Bill, *For the Distribution of Intestates Estates*; and the same was read, and one of the Amendments being disagreed to, the others were agreed to.

Ordered, That the Bill, with the Amendments agreed to, be Engrossed.

The House, according to Order, resolved itself into a Committee upon the Bill, *For Establishing County Courts; and for regulating and settling the Proceedings*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had had the Bill under their Consideration, and had made some Amendments thereto; but not having Time to go through the same, the Committee had directed him to move for Leave to sit again.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For the better Management and Security of Orphans, and their Estates*, being read;

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

Ordered, That Mr *Cobbs* have Leave to be absent from the Service of the House, 'til Monday next.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.

Wednesday, April 19, 1749.

A Message from the Council, by Mr *Walthoe*:

THAT the Council have receded from one of their Amendments by this House disagreed to, to the Bill, intituled, *An Act, for the decent and uniform Celebration of Divine Service; and for the more orderly Management of Parochial Affairs*: That they have agreed to one of the Amendments made by this House to their Amendments, and insist on the others; and desire that the Bill may be passed with the Amendments as they stand.

And that the Council have agreed to the Bill, intituled, *An Act, Concerning Marriages*, with some Amendments; to which they desire the Concurrence of this House.

A Petition of *Henry Downs*, Gent. late Sheriff of *Augusta* County, was presented to the House; setting forth, That as Sheriff of the said County, he was obliged to convey Two Criminals from that County Goal, to the Public Goal: That by the Fatigue of the Journey his Horse died; and praying Relief:

And the Question being put, That the said Petition be received?

It passed in the Negative.

Resolved, That the Petition be rejected.

Mr *Osborne*, from the Committee to whom the Bill, *For erecting a Town at Hunting Creek Warehouse, in the County of Fairfax*, was committed, reported the Amendments that the Committee had made to the Bill, and then delivered them in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Engrossed.

Mr *Corbin* reported, That the Persons appointed had, according to Order, prepared an Address to his Majesty, and also a Petition to the Parliament of *Great-Britain*: And he read the same in his Place, and afterwards delivered them in at the Table; where they were again read, and agreed to.

Ordered, That the said Address and Petition be fairly transcribed; and that Mr *Corbin* do carry them up to the Council, for their Concurrence.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Petition of *Rice Curtis*, in Behalf of himself and others, Inhabitants and Freeholders of the Parish of *St. George*, in the County of *Spotsylvania*; setting forth, That at a Vestry held for the said Parish the 11th Day of *July*, 1748, *John Chew*, *Francis Taliaferro*, and *Richard Tutt*, Gent. were appointed to view the several Places proposed by the Inhabitants that should meet them at the Time they should appoint, for the Building of a Chapel, and fix on a Place that they should think most convenient, and that their Report should be definitive: That, as the Petitioner has been informed, some of the Vestry opposed the said Order, insisting they had no Power to make any such, but ought to fix on the Place themselves: That afterwards, the said *John Chew*, *Francis Taliaferro*, and *Richard Tutt*, appointed the 29th Day of *August*, 1748, for viewing and fixing on a Place for building the said Chapel, which happened to be very wet 'til Twelve or One of the Clock; by which, very few Persons met to shew any Place: That notwithstanding, the said *Francis Taliaferro* and *Richard Tutt*, after they, and the said *John Chew*, had viewed a Place, called *William Lee's* Old-field, reported that to be the most convenient Place for building the Chapel: That the said Place is far above the Middle of the said Parish, within Six Miles of the upper Line, a Place to which good Roads cannot be made, and not convenient to one Fourth Part of the Parishioners to whom it ought to be convenient: That for these Reasons, as the Petitioner believes, the said *John Chew* refused to join in the said Report, he being well acquainted with that Part of the said Parish which lies on and near *Pamunkey* River, and the said *Taliaferro* and *Tutt*, who live on *Rappahanock* River, being, 'til that Time, unacquainted with that Part of the said Parish: That afterwards, at a Vestry held by only Seven of the Vestrymen of the said Parish, on the 10th Day of *October*, (the other Vestrymen being absent) it was entered among the Orders of Vestry, That *Francis Taliaferro* and *Richard Tutt*, Gent. having made their Return that Day, according to the Order of Vestry for the building a Chapel, it was agreed, that the said Chapel be erected in *William Lee's* Old-field, the said Order being tested by the said Gentlemen; altho' the Petitioner apprehends, that in Case the Vestry had Power to appoint any other Number of Men to fix on a Place for building a Chapel, yet, as they had appointed Three, and their Report to be definitive, that the Report of Two only was not to be so: That the Vestry last mentioned hath ordered to be built at the said Place, a Chapel 48 Feet long, and 24 Feet wide, altho', as the Petitioner apprehends, one of a Third of those Dimensions would be sufficient for the Congregation at that Place; for which the said Vestry hath agreed to give 24,500 Pounds of Tobacco; and praying this House to take the Matter into Consideration, and to grant a proper Relief; And had come to several Resolutions thereupon; and he read the same in his Place, and then delivered them in at the Table, where they were again read, and agreed to by the House, as follow:

Resolved, That the Vestry of the Parish of *St. George*, in the County of *Spotsylvania*, could not, by Law, delegate their Power of fixing on, and agreeing to a Place, for building a Chapel in, to any less Number of their own Members, than is sufficient for holding a Vestry, or to any other Persons whatsoever.

Resolved, That the Order of the said Vestry, appointing *John Chew*, *Francis Taliaferro*, and *Richard Tutt*, to view and fix on a Place for building a Chapel, is illegal.

Mr *Carter*, from the Committee of Propositions and Grievances, also reported, That the Committee had had under their further Consideration, the Petition of divers Inhabitants of the Town of *Tappahanock*, in the County of *Effex*, to them re-committed;

setting

setting forth, That by an Act of Assembly, made in the Year 1744, the Justices of the said County were ordered to pay to *Robert-Spilsby Coleman*, Twenty Five Pounds Current Money of *Virginia*, for all his Right and Title to any Land within the Bounds of the said Town, and to the Slippe of Land between the said Town and *Rappahanock* River; which was duly paid to him: But that notwithstanding, the said *Coleman* threatens to sue those who shall build Warehouses, Wharfs, and other Conveniences, on any Part of the said Slippe of Land; and praying (no Person being willing to stand a Law-Suit with the said *Coleman*, and there being a Clause in the old Law, *For Ports and Towns*, whereby Liberty is given to the Owners of Lots next the River, to build Wharfs and other Conveniences for their own Use thereon) that the said first-mentioned Act may be fully explained, and the said last-mentioned Act revived: And that the Committee had heard as well the said Petitioners, as the said *Coleman*; whereupon it appeared to the said Committee, That the said Town had been surveyed by one *Robert Brooke*, Gent. Surveyor of the said County of *Effex*, and that a small Piece of Land lies between the said River and the Bounds of the Town, next the River, which not being included within the said Town Bounds, is no Part of the Lands; for which the said *Coleman* was paid 25 Pounds, by Virtue of the said first-mentioned Act of Assembly: And had come to several Resolutions thereupon; which he read in his Place, and afterwards delivered in at the Table; where they were again read, and agreed to by the House, as follow:

Resolved, That the Town of *Tappahanock*, within the Bounds thereof, contains Fifty Acres, exclusive of the small Piece between the said Town and River.

Resolved, That the Right and Title of the said small Piece of Land still remains in the said *Coleman*, and others, who were the former Proprietors of the Lands where the said Town was laid off.

Resolved, That the said Slippe of Land, lying between the River and the Bounds of the Town of *Tappahanock*, ought to be vested in the Feoffees and Trustees of the said Town, and be by them laid off into Lots, and sold at Public Auction, to the highest Bidder; and that the Money arising from such sale be paid to the Proprietors aforesaid, in Proportion to the Quantity they respectively hold. 133

Resolved, That so much of the said Petition as relates to the reviving the Clause in the old Law, *For Ports and Towns*, whereby Liberty is given to the Owners of Lots next the River, to build Wharfs and other Conveniences for their own Use thereon; be rejected.

Ordered, That a Bill be brought in, pursuant to the Third Resolution; and that Mr *Beverley* and Mr *Dangerfield* do prepare and bring in the same.

Ordered, That Mr *Bolling* have Leave to be absent from the service of the House, 'til Monday next.

A Bill, *For Establishing a Town in Augusta County, and allowing Fairs to be kept therein*; was read a Second Time.

Ordered, That the Bill be Ingrossed.

The House proceeded to the Consideration of the Message from the Council, in Relation to the Amendments by them insisted on, and by the House disagreed to, to the Bill, intituled, *An Act, to explain and amend the Act, for erecting Two new Counties and Parishes; and granting certain Encouragements to the Inhabitants thereof*; and thereupon,

Resolved, That this House doth insist on their Disagreement to the said Amendments.

Ordered, That Mr *Maddison* do go up with a Message to the Council, and acquaint them therewith; and desire they will pass the Bill without the Amendments.

The House, according to Order, resolved itself into a Committee upon the Bill, *For Establishing County Courts; and for regulating and settling the Proceedings therein*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had had the Bill under their further Consideration, and gone through the same, and had made several Amendments thereto

thereto; which they had directed him to report to the House: And he read the Amendments in his Place, and then delivered them in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House also, according to Order, resolved itself into a Committee, upon the Bill, *To restrain the taking of excessive Usury*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto; which they had directed him to report to the House: And he read the Amendments in his Place, and then delivered them in at the Table; where they were again read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The Order of the Day, for the House to resolve itself into a Committee upon the Bill, *For the better Management and Security of Orphans, and their Estates*, being read;

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Thursday, April 20, 1749.

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THE House proceeded to the Consideration of the Amendments made by the Council, to the Bill, intituled, *An Act, concerning Servants and Slaves*: And the same were read, and one of them agreed to, the others disagreed to.

Ordered, That Mr *Burwell* do go up with a Message to the Council, and acquaint them, That this House have agreed to one of their Amendments to the said Bill, and disagreed to others; and desire they will pass the Bill with the Amendments agreed to.

A Message from the Council, by Mr *Walthoe*:

That the Council have agreed to the Bill, intituled, *An Act, for Dividing the County of Isle of Wight into Two distinct Counties; and for other Purposes therein mentioned*; without any Amendment.

A Bill, intituled, *An Act, declaring Slaves to be Personal Estate; and for other Purposes therein mentioned*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Burwell* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for the Distribution of Intestates Estates*, was read the Third Time; and some Amendments made to the Bill at the Table.

Resolved, That the Bill do pass.

Ordered, That Mr *Benjamin Waller* do carry the Bill to the Council, for their Concurrence.

Ordered, That Mr *Robert Jones* have Leave to be absent from the Service of the House, 'til *Tuesday* S'ennight.

An Ingrossed Bill, intituled, *An Act, to empower the Trustees of Leeds Town, to make a Causeway through the Marsh opposite thereto; and for appointing a Public Ferry*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Turner* do carry the Bill to the Council, and desire their Concurrence.

The House took into Consideration, the Amendments made by the Council to the Bill, intituled, *An Act, concerning Marriages*; and the same being read, were agreed to.

Ordered, That Mr *Whiting* do go up with a Message to the Council, and acquaint them therewith.

The House also took into Consideration, the Amendments made by the Council to the Bill, intituled, *An Act, for the effectual Suppression of Vice*; and the said Amendments were read, and some of them agreed to, and others disagreed to.

Ordered,

Ordered, That a Message be sent to the Council, to acquaint them, That this House have agreed to some of their Amendments to the said Bill, and disagreed to others; and to desire they will pass the Bill, with the Amendments agreed to. 140

The House also took into Consideration, the Amendments made by the Council to the Bill, intituled, *An Act, directing the Manner of granting Probats of Wills, and Administration of Intestates Estates*; and the same being read, one of them was agreed to, and the others disagreed to.

Ordered, That Mr Benjamin Waller do go up with a Message to the Council, and acquaint them, That this House have agreed to one of their Amendments to the said Bill, and disagreed to the others; and that this House desire they will pass the Bill, with the Amendment agreed to.

The House, according to Order, resolved itself into a Committee upon the Bill, *for the better Management and Security of Orphans, and their Estates*: And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Carter, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto, which they had directed him to report to the House: And he read the Amendments in his Place, and then delivered them in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Engrossed.

A Bill, *For preventing Hogs going at large in the Town of Richmond*, was read a Second Time; and committed to Mr Carter, and Mr Benjamin Waller.

A Bill, *Concerning Juries*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will immediately resolve itself into a Committee upon the said Bill.

The House, accordingly resolved itself into a Committee upon the said Bill: And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Carter, from the Committee, reported the Amendments which the Committee had made to the said Bill, and then delivered them in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Engrossed.

A Bill, *For the better securing the Payment of Levies; and Restraint of Vagrants; and for making Provision for the Poor*; was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.

Friday, April 21, 1749.

Ordered,

THAT an Address be made to the Governor, to order a new Writ to issue, for Electing a Burgees to serve in this present General Assembly, for the County of York, in the Room of Mr Secretary Nelson, who is appointed one of his Majesty's Honourable Council of this Colony; and that Mr Digges do wait on his Honour with the said Address.

A Message from the Council, by Mr Walthoe:

That the Council have receded from their Amendments, disagreed to by this House, to the Bill, intituled, *An Act, concerning Servants and Slaves*.

That the Council have receded from one of their Amendments disagreed to by the House, to the Bill, intituled, *An Act, directing the Manner of granting Probats of Wills; and Administration of Intestates Estates*, and insist on the others; and desire that the House will pass the Bill, with the Amendments insisted on.

And

And that they have agreed to the Bill, intituled, *An Act, for dividing the Parish of Truro; and dissolving the Vestry of the Parish of Suffolk; and other Purposes therein mentioned*, with some Amendments; to which they desire the Concurrence of this House.

A Bill, *For regulating the Elections of Burgeffes*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Tuesday* next.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Petitions to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where they were again read, and are as follow:

Resolved, That it is the Opinion of this Committee, That the Petition of the Inhabitants of the Parish of *Cumberland*, in the County of *Lunenburg*, for a Dissolution of the Vestry of that Parish, and a new Election of a Vestry; is reasonable.

Resolved, That it is the Opinion of this Committee, That the Petition of the Freeholders and House-keepers of the Parish of *Cople*, in the County of *Westmoreland*, living above *Nominy Ferry*, for dividing the said County into three Parishes; be rejected.

On Consideration of the Petition of the Mayor, Recorder, and Aldermen of the Borough of *Norfolk*, praying that no Person be allowed to vote at the Elections of a Burgefs for the said Borough, who shall not be qualified so to do in the same Manner as the Electors in the City of *Williamsburg* are by Law directed to be: That the Jurisdiction of the Court of Huftings for the said Borough be enlarged, and that the said Court only be authorized to grant Licenses to Ordinary-keepers, living in the said Borough;

Resolved, That it is the Opinion of this Committee, That so much of the said Petition, as relates to allowing no Person to vote at the Elections of a Burgefs for the said Borough, who shall not be qualified so to do, in the same Manner as the Electors in the City of *Williamsburg* are by Law directed to be; is reasonable.

Resolved, That it is the Opinion of this Committee, That so much of the said Petition as relates to the enlarging the Jurisdiction of the Court of Huftings for the said Borough; be rejected.

Resolved, That it is the Opinion of this Committee, That so much of the said Petition as relates to authorizing the said Court solely to grant Licences to Ordinary-keepers, living in the said Borough; be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of the Freeholders and Inhabitants of the upper Parish of *Nansemond* County, for dissolving the Vestry of that Parish, and making a new Election of Vestrymen in the said Parish; is reasonable.

The Question being put, That the House do agree to the Five First Resolutions?

Resolved in the Affirmative.

Then a Motion was made, and the Question put thereupon, That the Consideration of the last Resolution be adjourned?

Resolved in the Affirmative.

Ordered, That the Committee of Propositions and Grievances do prepare and bring in a Bill, pursuant to the First and Third Resolutions.

142 A Bill, *To prevent the building of Wooden Chimnies in the Town of Walkerton; and also to prevent the Inhabitants thereof from raising and keeping Hogs*, was read a Second Time; and an Amendment made thereto at the Table.

Ordered, That the Bill be Ingrossed.

The House took into Consideration, the Amendments insisted on by the Council to the Bill, intituled, *An Act, directing the Manner of granting Probats of Wills, and administration of Intestates Estates*; and the same were read, and one of them agreed to.

Ordered, That Mr *Benjamin Waller* do go up with a Message to the Council, and acquaint them, That this House doth recede from their Disagreement to one of their

Amendments

Amendments to the said Bill, and doth insist on their Disagreement to the others; and desire that they will pass the Bill, with the Amendment agreed to.

The House proceeded to the Consideration of the Amendments proposed by the Council, to Bill, intituled, *An Act, for regulating Ordinaries, and Restraint of Tippling-houses*: And the same were read, and agreed to.

Ordered, That Mr *Braxton* do go up with a Message to the Council, and acquaint them, That this House have agreed to the Amendments by them proposed to the said Bill.

The House also proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, for dividing the Parish of Truro; and dissolving the Vestry of the Parish of Suffolk; and other Purposes therein mentioned*: And the same were read, and agreed to.

Ordered, That Mr *Washington* do go up with a Message to the Council, and acquaint them, That this House have agreed to the Amendments by them proposed to the said Bill.

The House, according to Order, resolved itself into a Committee upon the Bill, *For the better securing the Payment of Levies; and Restraint of Vagrants; and for making Provision for the Poor*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter* reported, from the Committee, That they had made several Amendments to the Bill, which they had directed him to report to the House: And he read the Report in his Place, and afterwards delivered the same in at the Table; where it was again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Bill, *For preventing Frauds in the Customs, and in Clearing of Ships; for ascertaining Collectors and Naval Officers Fees; and to prohibit and prevent the casting of Ballast or dead Bodies in Rivers or Creeks*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Saturday, April 22, 1749.

A Message from the Council, by Mr *Walthoe*:

THAT the Council have agreed to the Bill, intituled, *An Act, directing the Duty of Surveyors*; without any Amendment.

Also to the Bill, intituled, *An Act, to impower the Trustees of Leeds Town, to make a Causeway through the Marsh opposite thereto; and for appointing a Public Ferry*; without any Amendment.

And that they adhere to their Amendments disagreed to by this House, to the Bill, intituled, *An Act, to explain and amend the Act, for erecting Two new Counties and Parishes; and for granting certain Encouragements to the Inhabitants thereof*; and desire this House will pass the Bill, with the Amendments.

A Petition of *William Cappel*, of the County of *Albemarle*, was presented to the House, and read; setting forth, That there are, in that County, several Rivers that have neither Bridges or Ferries, and are often unpassable, the Inhabitants of that County being too few to erect so many Bridges; and praying that he may have Leave to build Bridges over such of the said Rivers as he shall think fit, and to take a Toll of the Passengers.

And the Question being put, That the Petition be received?

It passed in the Negative.

Resolved, That the Petition be rejected.

An Ingrossed Bill, intituled, *An Act, for Establishing a Town in Augusta County, and allowing Fairs to be kept therein*; was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered,

Ordered, That Mr *Beverley* do carry the Bill to the Council, for their Concurrence.

A Petition of Divers of the Inhabitants of the County of *King-George*, was presented to the House, and read; setting forth the inconvenient Situation of that County as it now stands; and praying that the Bounds of the said County may be altered.

Also Two Petitions from the said County, in Opposition to the said Petition, were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Bill, intituled, *An Act, to restrain the taking of excessive Ufury*; was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Braxton* do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr *Walthoe*:

That the Council doth insist on their Amendments disagreed to by this House, to the Bill, intituled, *An Act, for the effectual Suppression of Vice*; and desire that this House will recede from their Disagreement to the said Amendments.

An Ingrossed Bill, intituled, *An Act, for erecting a Town at Hunting Creek Warehouse, in the County of Fairfax*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Washington* do carry the Bill to the Council, for their Concurrence.

111 The House, according to Order, resolved itself into a Committee, upon the Bill, *For preventing Frauds in the Customs, and in Clearing of Ships; for ascertaining Collectors and Naval Officers Fees; and to prohibit and prevent the casting Ballast or dead Bodies in Rivers or Creeks*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had made several Amendments to the Bill, which they had directed him to report to the House: And he read the Report in his Place, and then delivered it in at the Table.

Ordered, That the Report do lie on the Table.

Ordered, That there be a Call of the House, on *Monday* next.

A Bill, *For the better Support of the Clergy; and for the regular collecting and paying the Parish Levies*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Monday* next.

And then the House adjourn'd 'til *Monday* Morning Ten o'Clock.

Monday, April 24, 1749.

A Message from the Council, by Mr *Walthoe*:

THAT the Council desire a Conference, To-morrow Morning at Ten o'Clock, upon the subject Matter of their Amendments, disagreed to by this House, to the Bill, intituled, *An Act, directing the Manner of granting Probats of Wills; and Administration of Intestates Estates*; and have appointed Three of their Members Managers, to meet such Members as shall be appointed Conferees by this House, in the Room adjoining to the Council-Chamber.

Resolved, That this House doth agree to the said Conference.

Ordered, That Mr *Carter*, Mr *Hedgman*, Mr *Attorney*, Mr *Benjamin Waller*, Mr *Braxton*, and Mr *Beverley*, do acquaint the Council therewith; and that they are appointed Managers for this House, to enter into the Conference with their Managers, at the Time and Place by them desired.

A Petition of *Landon Carter*, in Behalf of himself and others, praying that the House will take into their Consideration, explain and amend the Act, made in the Year

1642, intituled, *Ministers to be induc'd*: Also the Act, made in 1727, intituled, *An Act, for the better Support of the Clergy of this Dominion; and for the more regular collecting and paying the Parish Levies*; was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of the whole House, to whom the Bill, *For the better Support of the Clergy, and the regular collecting and paying the Parish Levies*, is committed.

Then the Order of the Day, for the House to resolve itself into a Committee upon the said Bill, being read,

Resolved, That this House will resolve itself into the said Committee, on Wednesday next.

The House proceeded to the Consideration of the Amendments, adhered to by the Council, to the Bill, intituled, *An Act, to explain and amend the Act, for erecting Two new Counties and Parishes; and granting certain Encouragements to the Inhabitants thereof*; and thereupon,

Resolved, That this House doth adhere to their Disagreement to the said Amendments.

An Ingrossed Bill, intituled, *An Act, for the better Management and Security of Orphans, and their Estates*, was read the Third Time. 145

Resolved, That the Bill do pass.

Ordered, That Mr Ludwell do carry the Bill to the Council, for their Concurrence.

An Ingrossed Bill, intituled, *An Act, for Establishing County Courts; and for regulating and settling the Proceedings therein*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Whiting do carry the Bill to the Council, for their Concurrence.

A Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also the Test, was admitted to his Place in the House.

Ordered, That Mr Peter Randolph be added to the Committee of Propositions and Grievances, and to the Committee of Privileges and Elections.

Ordered, That Mr Fitzhugh have Leave to be absent from the Service of the House, 'til Saturday next.

A Bill, intituled, *An Act, concerning Juries*, was read the Third Time; and an Amendment made thereto at the Table.

Resolved, That the Bill do pass.

Ordered, That Mr William Waller do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for the better securing the Payment of Levies; and Restraint of Vagrants; and for making Provision for the Poor*; was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Fry do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, to prevent the building of Wooden Chimnies in the Town of Walkerton; and also to prevent the Inhabitants thereof from raising and keeping Hogs*; was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Braxton do carry the Bill to the Council, for their Concurrence.

A Bill, *Directing the Tryal of Criminals for Capital Offences; and for other Purposes therein mentioned*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

Ordered, That the Call of the House be put off 'til To-morrow.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.

Tuesday,

Tuesday, April 25, 1749.

Ordered,

¹⁴⁶ **T**HAT Leave be given to bring in a Bill, *To enable the County Courts of Augusta and Frederick, to pay all Persons, producing Certificates for Wolves Heads in Money: And that Mr Maddison, and Mr Benjamin Waller, do prepare and bring in the same.*

Mr Carter reported, That the Committee appointed to manage the Conference for this House, upon the subject Matter of the Council's Amendments to the Bill, intituled, *An Act, directing the Manner of granting Probats of Wills; and Administration of Intestates Estates;* had met Three of the Members of the Council, in the Room adjoining the Council-Chamber, who delivered the Bill, with a written Paper, containing the Council's Reasons for insisting on their Amendments thereto: And he read the same in his Place, and then delivered it, with the Bill, in at the Table.

Ordered, That the Consideration thereof be put off 'til To-morrow.

Ordered, That Mr Treasurer do lay his Accounts before the House.

A Bill, *To dock the Intail of certain Lands whereof Carter Burwell is seized in Tail Male; and for settling other Lands, of greater Value, to the same Uses,* was read the first Time; and Ordered to be read a Second Time.

An Ingrossed Bill, intituled, *An Act, directing the Trial of Criminals for Capital Offences; and for other Purposes therein mentioned,* was read the Third Time; and some Amendments made thereto, at the Table.

Resolved, That the Bill do pass.

Ordered, That Mr Attorney do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr Walthoe:

That the Council have agreed to the Bill, intituled, *An Act, to prevent the building of Wooden Chimnies in the Town of Walkerton; and also to prevent the Inhabitants thereof from raising and keeping Hogs;* without any Amendment.

Also to the Bill, intituled, *An Act, to restrain the taking of excessive Usury;* without any Amendment.

Also to the Bill, intituled, *An Act, for Establishing a Town in Augusta County, and allowing Fairs to be kept therein;* without any Amendment.

Two Petitions from sundry the Inhabitants of Henrico County, was presented to the House, and read; praying a Division of that County, by James River.

Also a Petition from the same County, in Opposition to the said Petitions, was presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine into the Matters thereof, and report the same, with their Opinion thereupon, to the House.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For regulating the Election of Burgeffes; for settling their Privileges; and for ascertaining their Allowances;*

Resolved, That this House will resolve itself into the said Committee, on Thursday next.

A Bill, *Directing the Tryal of Slaves committing Capital Crimes, and for the more effectual punishing Conspiracies and Insurrections of them; and for the better Government of Negroes, Mulattoes, and Indians, bond or free,* was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

¹⁴⁷ Mr Bland, from the Committee, to whom the Bill, *To amend an Act, intituled, An Act, to regulate Attornies practising in the County Courts; and the granting Writs of Certiorari,* was committed, reported the Amendments which the Committee had made to the Bill; and which they had directed him to report to the House: And he read the

Report

Report in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That they do lie on the Table.

A Bill, *For encouraging the making and exporting of Tar and Hemp*, was read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Friday* next.

A Bill, *For the better Support of the College of William and Mary*, was read a Second Time; and an Amendment made thereto at the Table.

Ordered, That the Bill be Ingrossed.

A Bill, *Concerning Seamen*, was read a Second Time; and an Amendment made thereto.

Ordered, That the Bill be Ingrossed.

The House resumed the adjourned Consideration of that Part of the Report from the Committee of Propositions and Grievances, upon the Petition of the Freeholders and Inhabitants of the upper Parish of *Nansemond* County, for dissolving the Vestry of that Parish, and making a new Election of Vestrymen, made on *Friday* last; and the same being read,

Ordered, That that Part of the said Report be re-committed to the Committee of Propositions and Grievances.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Wednesday, April 26, 1749.

A Petition of *Ifaac Smith*, was presented to the House, and read; setting forth, That one *Dennis Bryne*, of the County of *Orange*, entered into Bond, payable to the Petitioner, in the Penalty of 14,700 Pounds of Crop Tobacco, and Cask, conditioned for the Payment of 7350 Pounds of like Tobacco: That the Petitioner having brought Suit upon the said Bond, and put the said *Bryne* into Prison, out of which the Prisoner, by Reason of the Insufficiency of the said Prison, made his Escape; and praying, that the said Debt may be levied on the said County, or that he may have such other Relief as this House shall think fit.

And the Question being put, That the Petition be received?

It passed in the Negative.

Resolved, That the Petition be rejected.

A Claim of *Edward Moseley*, for taking up a Runaway Negro, was presented to the House, and received.

Ordered, That the said Claim be referred to the Consideration of the next Session of Assembly.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Petitions to them referred, and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where they were again read, and agreed to by the House, as follow:

Resolved, That the Petition from the Inhabitants of the County of *Henrico*, on the North Side of *James* River; and also the Petitions from the Inhabitants of the said County, on the South Side thereof, praying that the said County may be divided into Two distinct Counties by the said River; are reasonable.

Resolved, That the Petition from the said County, in opposition to the said Petitions; be rejected.

Ordered, That Mr *Bolling*, and Mr *Peter Randolph*, do prepare and bring in a Bill, pursuant to the First Resolution.

Mr *Maddison*, according to Order, presented to the House a Bill, *For the more equal Payment of the Rewards for killing Wolves in the Counties of Frederick and Augusta*: And the same was read the First Time; and Ordered to be read a Second Time.

Mr *Peter Randolph*, according to Order, presented to the House a Bill, *For dividing the County of Henrico into Two distinct Counties*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

A Bill, *For the more equal Payment of the Rewards for killing Wolves in the Counties of Frederick and Augusta*, was read the Second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *For dividing the County of Henrico into Two distinct Counties*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Proposition from the County of *King-George*, to them referred, for altering the dividing Line of the Counties of *King-George* and *Stafford*, and dividing the same by a Line to be run from *Lamb's Creek*, on *Rappahannock River*, to or near the Head of *Paspitanzy*, on *Patomack River*; and had come to a Resolution thereupon: Which he read in his Place, and then delivered in at the Table; where it was again read, and agreed to by the House, as follows:

Resolved, That the said Proposition be rejected.

Mr *Carter*, from the said Committee, also reported, That they had had under their further Consideration, the Petition of the Freeholders and Inhabitants of the upper Parish of *Nansemond County*, to them re-committed, for dissolving the Vestry of that Parish, and making a new Election of Vestrymen in the said Parish; and had come to a Resolution thereupon: Which he read in his Place, and then delivered in at the Table; where it was again read, and agreed to by the House, as follows:

Resolved, That the said Petition be rejected.

A Bill, *To dock the Intail of certain Lands, whereof Carter Burwell is seized, in Tail-Male, and for settling other Lands, of greater Value, to the same Uses*, was read a Second Time; and committed to Mr *Corbin*, Mr *Digges*, Mr *Thomas Harrison*, Mr *Blackwell*, and Mr *Bland*: And that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

An Ingrossed Bill, intituled, *An Act, for the better Support of the College of William and Mary*, was read the Third Time; and an Amendment made thereto.

Resolved, That the Bill do pass.

Ordered, That Mr *Burwell* do carry the Bill to the Council, for their Concurrence.

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The House, according to Order, resolved itself into a Committee upon the Bill, *For the better Support of the Clergy, and for the regular collecting and paying the Parish Levies*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had gone through the Bill, and made several Amendments thereto, which they had directed him to report to the House, when the House will please to receive the same.

Ordered, That the Report be received To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *Directing the Tryal of Slaves committing Capital Crimes, and for the more effectual punishing Conspiracies and Insurrections of them; and for the better Government of Negroes, Mulattoes, and Indians, bond or free*;

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Friday next.

The House proceeded to the Consideration of the Reasons given by the Council, in Support of their Amendments to the Bill, intituled, *An Act, directing the Manner of granting Probats of Wills, and Administration of Intestates Estates*; and the same being read,

Ordered, That the Persons appointed Managers for this House do withdraw, and prepare Reasons to be offered to the Council at a Conference, in Answer to their Reasons, given at the last Conference.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Thursday,

Thursday, April 27, 1749.

MR. Carter, from the Committee of Propositions and Grievances, according to Order, presented to the House a Bill, *For declaring who shall be qualified and entitled to vote for a Burgefs for the Borough of Norfolk*: And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr Carter also, according to Order, presented to the House a Bill, *For erecting Warehouses for the Inspection of Hemp, in the Counties of Frederick and Lunenburg, and allowing the Inhabitants thereof to pay their Dues and Officers Fees in Hemp, in Lieu of Tobacco; and giving a Bounty to the Makers of Hemp in Lunenburg*: And the same was received.

Ordered, That the Bill do lie on the Table.

An Ingrossed Bill, intituled, *An Act, for dividing the County of Henrico into Two distinct Counties*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Peter Randolph do carry the Bill to the Council, for their Concurrence.

Mr Bland, according to Order, presented to the House, a Bill, *For obliging the County of Goochland, and Parishes of St. James Northam, and Southam, to repay the County of Albemarle, and Parish of St. Anne's, a Sum of Money and Tobacco therein mentioned*: And the same was received and read the First Time; and Ordered to be read a Second Time.

Mr Braxton, from the Committee of Trade, to whom the Bill, *For further continuing the Act, intituled, An Act, for continuing and amending an Act, for inspecting, weighing, and stamping all Pork and Beef, packed in this Colony, or imported for Sale, before the same shall be sold here, or shipped for Exportation: And to amend the Act, intituled, An Act, for ascertaining the Gauge of Barrels for Pork, Beef, Tar, and Pitch; and for inspecting, weighing, and stamping all Flour exported*, was committed, reported the Amendments which the Committee had made thereto, and which they had directed him to report to the House; and then delivered the Bill, and Amendments, in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House proceeded to the Consideration of the Report from the Committee of the whole House, made Yesterday, upon the Bill, *For the better Support of the Clergy; and for the regular collecting and paying the Parish Levies*: And the same being read,

Ordered, That the Bill be re-committed to a Committee of the whole House.

Resolved, That this House will immediately resolve itself into a Committee upon the said Bill.

A Message from the Council, by Mr Walthoe:

That the Council do agree to join with this House in the Address to the King, and Petition to the Parliament; and that they have made some Amendments to the said Address and Petition, to which they desire the Concurrence of this House.

The House resolved itself into a Committee upon the Bill, *For the better Support of the Clergy; and for the regular collecting and paying the Parish Levies*: And after some Time Spent therein, Mr Speaker resumed the Chair; and Mr Carter, from the Committee, reported, That they had had the Bill under their further Consideration, and made several Amendments thereto, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For regulating the Elections of Burgeffes; for settling their Privileges; and for ascertaining their Allowances*;

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.

Friday,

Friday, April 28, 1749.

MR. Carter reported, That the Persons appointed had, according to Order, prepared Reasons to be offered at a Conference, in Answer to the Council's Reasons, delivered at a Conference upon the subject Matter of their Amendments to the Bill, intituled, *An Act, directing the Manner of granting Probats of Wills, and Administration of Intestates Estates*: And he delivered them in at the Table, where they were read, and agreed to by the House.

¹⁵¹ *Ordered*, That the Persons appointed to manage the last Conference, do go up with a Message to the Council, and acquaint them, That this House doth desire a Conference upon the Subject Matter of the last Conference: And that they do, at the said Conference, deliver the Reasons of this House in Answer to the Reasons of the Council, for insisting on their Amendments to the said Bill.

A Message from the Council, by Mr Walthoe:

That the Council do agree to the Conference by this House desired, upon the subject Matter of the last Conference.

Mr Corbin, from the Committee, to whom the Bill, *To dock the Intail of certain Lands, whereof Carter Burwell is seized, in Tail-Male, and for settling other Lands, of greater Value, to the same Uses*, was committed, reported, That the Committee had examined into the Allegations thereof, and found them to be true; and that they had made some Amendments to the Bill, which they had directed him to report to the House: And he read the same in his Place, and then delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House, according to Order, resolved itself into a Committee, upon the Bill, *For regulating the Elections of Burgeesses; for settling their Privileges; and for ascertaining their Allowances*: And after some Time spent therein, Mr Speaker resumed the Chair; and Mr Carter, from the Committee, reported, That they had made several Amendments to the Bill, which they had directed him to report to the House: And he read the Report in his Place, and then delivered it in at the Table.

Ordered, That the Report do lie on the Table.

Mr Benjamin Waller, from the Committee to whom the Bill, *For establishing Courts of Quarter Sessions in the Counties of Goochland, Albemarle, and Augusta; and for regulating and settling the Proceedings therein*, was committed, reported the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House: And then delivered the Bill, with the Amendments, in at the Table.

Ordered, That they do lie on the Table.

An Ingrossed Bill, intituled, *An Act, for the more equal Payment of the Rewards for killing Wolves in the Counties of Frederick and Augusta*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Maddison do carry the Bill to the Council, for their Concurrence.

Mr Treasurer, according to Order, laid his Accounts before the House.

Ordered, That they do lie on the Table.

Mr Carter, from the Committee to whom the Bill, *For preventing Hogs going at large in the Town of Richmond*, was committed, reported, That the Committee had made some Amendments to the Bill, which he was directed to report to the House: And he read the same in his Place, and then delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to.

And the Question being put, That the Bill, with the Amendments, be Ingrossed?

It passed in the Negative.

Resolved, That the Bill be rejected.

Ordered, That the Committee to whom it was referred to prepare and bring in a Bill, concerning Gaming, and for improving the Breed of Horses, be discharged from bringing in the same.

Ordered,

Ordered, That Mr *Peter Randolph*, Mr *Turner*, Mr *Reade*, Mr *Claiborne*, Mr *Clack*,¹⁵² Mr *Maddison*, and Mr *Cobbs*, be added to the Committee for examining the Inrolled Bills.

An Ingrossed Bill, intituled, *An Act, for the better Support of the Clergy; and for the regular collecting and paying the Parish Levies*, was read the Third Time.

Resolved That the Bill do pass.

Ordered, That Mr *Fry* do carry the Bill to the Council, for their Concurrence.

An Ingrossed Bill, intituled, *An Act, to dock the Intail of certain Lands whereof Carter Burwell is seized, in Tail-Male; and for settling other Lands, of greater Value, to the same Uses*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Corbin* do carry the Bill to the Council, for their Concurrence.

An Ingrossed Bill, intituled, *An Act, concerning Seamen*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Lomax* do carry the Bill to the Council, for their Concurrence.

A Bill, *For obliging the County of Goochland, and Parishes of St. James Northam, and Southam, to re-pay the County of Albemarle, and Parish of St. Ann's, a Sum of Money and Tobacco, therein mentioned*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

The House, according to Order, resolved itself into a Committee upon the Bill, *Directing the Tryal of Slaves committing Capital Crimes, and for the more effectual punishing Conspiracies and Insurrections of them; and for the better Government of Negroes, Mulattoes, and Indians, bond or free*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had had the Bill under their Consideration, and made several Amendments thereto; but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For encouraging the making and exporting of Tar and Hemp*;

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

Ordered, That there be a Call of the House To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Saturday, April 29, 1749.

THE House took into Consideration the Report from the Committee of the whole House, made on Saturday last, upon the Bill, *For preventing Frauds in the Customs, and in Clearing of Ships; for ascertaining Collectors and Naval Officers Fees; and to prohibit and prevent the casting of Ballast or dead Bodies in Rivers or Creeks*; and the same being read, was agreed to, with an Amendment.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Ordered, That Leave be given to bring in a Bill, *For paying the Burgeffes Wages in Money*: And that Mr *Bland* do prepare and bring in the same.

Ordered, That Mr *Reddick* have Leave to be absent from the Service of the House, 'til Saturday next; and Mr *Maffie*, 'til Wednesday next.

A Message from the Council, by Mr *Walthoe*:

That the Council have agreed to the Bill, intituled, *An Act, for the better Management and Security of Orphans, and their Estates*; without any Amendment.

And that the Council do adhere to their Amendments, disagreed to by this House, to the Bill, intituled, *An Act, directing the Manner of granting Probats of Wills; and Administration of Intestates Estates*.

The House took into Consideration the Amendments insisted on by the Council, to the Bill, intituled, *An Act, for the effectual Suppression of Vice*; and thereupon,

Resolved,

Resolved, That this House doth insist on their Disagreement to the said Amendments.

Ordered, That Mr *Carter* do go up with a Message to the Council, and acquaint them, That this House doth insist on their Disagreement to the said Amendments; and desire they will pass the Bill without them.

The House took into Consideration the Report from the Committee of the whole House, made Yesterday, upon the Bill, *For regulating the Elections of Burgeffes; for settling their Privileges; and for ascertaining their Allowances*: And the same being read, was agreed to.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Bill, *Declaring who shall be qualified and entitled to vote for a Burgefs for the Borough of Norfolk*, was read a Second Time; and committed to Mr *Attorney*, Mr *Benjamin Waller*, Mr *Ludwell*, Mr *Walke*, and Mr *Elligood*.

The House, according to Order, resolved itself into a Committee upon the Bill, *Directing the Tryal of Slaves committing Capital Crimes, and for the more effectual punishing Conspiracies and Insurrections of them; and for the better Government of Negroes, Mulattoes, and Indians, bond or free*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had had the Bill under their further Consideration, and gone through the same, and had made several Amendments thereto, which they had directed him to report to the House: And he read the same in his Place, and then delivered the Bill, with the Amendments, in at the Table; where they were again read, and Part of them agreed to by the House.

Ordered, That the Bill, with the Amendments agreed to, be Ingrossed.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For encouraging the making and exporting of Tar and Hemp*;

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Monday next.

Ordered, That Mr *Read*, and Mr *Clack*, have Leave to be absent from the Service of the House, 'til Tuesday next.

Ordered, That the Call of the House be adjourn'd 'til Monday next.

A Petition of the Mayor, Aldermen, and Common Council of the Borough of *Norfolk*, assembled at their Town-Hall, in Behalf of themselves and the Inhabitants of the said Borough, was presented to the House, and read; praying, That the Bounds of the Corporation of that Borough may be established, to run from the Town Bridge a *West North-west* Course, as far as the Head of *Boush's* Creek, thence down the *West* Side of the said Creek, to the *Town Back* Creek, and that the Lands within the same may be laid off in Lots and Streets; and that the Proprietors of all vacant Lots within the same, already or hereafter to be laid out, may be compelled to build and improve the same, within a limited Time, or that such Lot or Lots shall be valued by Persons for that Purpose appointed, and the Proprietors obliged to sell the same for such Valuation Money, or otherwise, that such Proprietors Right therein shall be forfeited.

Ordered, That the Petition do lie on the Table.

Ordered, That the Treasurer's Accounts be referred to Mr *Carter*, Mr *Braxton*, Mr *Corbin*, Mr *Peter Randolph*, and Mr *Chiswell*: And that they do examine the several Articles thereof, and report the Balance, as it shall appear to them, to the House.

Ordered, That the several Accounts of Monies disbursed, for Quarters and Provisions for his Majesty's Forces bound to *Cape-Breton*, and for carrying on the late intended Expedition against *Canada*, be also referred to the same Persons: And that they do examine the several Articles thereof, and report the same, as it shall appear to them, to the House.

And then the House adjourn'd 'til Monday Morning Ten o'Clock.

Monday,

Monday, May 1, 1749.

Ordered,

THAT Leave be given to bring in a Bill, *to explain and amend the Act, for erecting Two new Counties and Parishes; and granting certain Encouragements to the Inhabitants thereof; and for settling the Ministers Salary of the said Parishes.*

A Petition of the Inhabitants and Proprietors of the Town of *New-Glasgow*, was presented to the House, and read; praying that an Act may pass for Establishing the said Town.

Ordered, That Leave be given to bring in a Bill, pursuant to the Prayer of the said Petition; and that Mr *Peter Randolph* do prepare and bring in the same.

A Bill, intituled, *An Act, directing the Tryal of Slaves committing Capital Crimes, and for the more effectual punishing Conspiracies and Insurrections of them; and for the better Government of Negroes, Mulattoes, and Indians, bond or free*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Ludwell* do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, concerning Seamen*; with some Amendments.

Also to the Bill, intituled, *An Act, directing the Tryal of Criminals for Capital Offences; and for other Purposes therein mentioned*, with some Amendments; to which they desire the Concurrence of this House.

And also to the Bill, intituled, *An Act, for dividing the County of Henrico into Two distinct Counties*; without any Amendment.

And to the Bill, intituled, *An Act, concerning Juries*; without any Amendment. 15

Ordered, That Mr *Chiswell* have Leave to be absent from the Service of the House, 'til Wednesday next.

A Bill, intituled, *An Act, for obliging the County of Goochland, and Parishes of St. James Northam, and Southam, to re-pay the County of Albemarle, and Parish of St. Ann's, a Sum of Money and Tobacco, therein mentioned*, was read a Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Fry* do carry the Bill to the Council, for their Concurrence.

Ordered, That the Petition from the Borough of *Norfolk*, praying that the Bounds of that Borough may be established, be referred to the Committee of Propositions and Greivances; that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Bill, intituled, *An Act, for inspecting Pork, Beef, Flour, Tar, Pitch, and Turpentine*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Braxton* do carry the Bill to the Council, for their Concurrence.

The House took into Consideration the Amendments proposed by the Council, to the Bill, intituled, *An Act, concerning Seamen*; and the same were read, and one of them disagreed to, the other agreed to, with an Amendment.

Ordered, That Mr *Lomax* do go up with a Message to the Council, and acquaint them, That this House have disagreed to one of their Amendments to the said Bill, and agreed to the other, with an Amendment; and desire they will pass the Bill with the Amendment as amended.

The House also took into Consideration, the Council's Amendments to the Bill, intituled, *An Act, directing the Method of Trial of Criminals for Capital Offences; and for other Purposes therein mentioned*: And the same were read, and agreed to.

Ordered, That Mr *Attorney* do go up with a Message to the Council, and acquaint them, That this House have agreed to the Amendments by them proposed to the said Bill.

Mr *Dangerfield*, according to Order, presented to the House a Bill, *For annexing certain Lands to the Town of Tappahanock, and vesting the same in the Feoffees for the said*

faid Town; and other Purposes therein mentioned: And the same was received, and read the First Time; and Ordered to be read a Second Time.

Mr Carter, according to Order, presented to the House a Bill, for dissolving the Vestry of the Parish of Cumberland, in the County of Lunenburg; and electing a new Vestry in the said Parish: And the same was received, and read the First Time; and Ordered to be read a Second Time.

The House took into Consideration the Amendments made to the Bill, for further continuing an Act, intituled, An Act, for laying a Duty upon Slaves, to be paid by the Buyers; and the same were read, and agreed to.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Bill, Concerning the Public Prisons, and directing the Method of appointing the Keeper thereof, was read a Second Time.

Ordered, That the Bill be Ingrossed.

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A Bill, For Limitation of Actions, and avoiding of Suits, was read a Second Time.

Ordered, That the Bill be Ingrossed.

A Bill, For Licensing Pedlars; and preventing Frauds in the Duties upon Skins and Furs, was read a Second Time.

Ordered, That the Bill be Ingrossed.

Ordered, That Mr Spotswood have Leave to be absent from the Service of the House, 'til Monday S'ennight.

A Bill, For making Provision against Invasions and Insurrections, was read a Second Time.

Ordered, That the Bill be Ingrossed.

Ordered, That the Call of the House be put off 'til To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, For encouraging the making and exporting Tar and Hemp;

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday, May 2, 1749.

THE House took into Consideration the Amendments proposed by the Council, to the Address to his Majesty, and Petition to the Parliament; and the same being read, were agreed to.

Ordered, That Mr Corbin do go up with a Message to the Council, and acquaint them therewith.

A Message from the Council, by Mr Walthoe:

That they have made some Amendments to the Bill, intituled, An Act, for erecting a Town at Hunting-Creek Warehouse, in the County of Fairfax; to which they desire the Concurrence of this House.

That they have agreed to the Bill, intituled, An Act, for the Distribution of Intestates Estates:

Also to the Bill, intituled, An Act, declaring Slaves to be Personal Estate; and for other Purposes therein mentioned:

And also to the Bill, intituled, An Act, for erecting a Town in the County of Prince-William; without any Amendment.

A Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also the Test, was admitted to his Place in the House.

Ordered,

Ordered, That the *Speaker*, when he goes up with the Inrolled Bills to the Governor, acquaint his Honour, That this House doth desire he will use his Interest in *Great-Britain*, in Behalf of this Government, in soliciting the Address to his Majesty, and Petition to the Parliament.

Ordered, That a Committee be appointed to treat with *William Parks*, Printer, and receive his Proposals for printing a compleat Body of the Laws of this Colony, as now revised and corrected; and to consist of the following Persons, viz. *Mr Ludwell*, *Mr Benjamin Waller*, *Mr Attorney*, *Mr Burwell*, *Mr Braxton*, *Mr Whiting*, and *Mr Beverley*.

An Ingrossed Bill, intituled, *An Act, for regulating the Election of Burgessees; for settling their Privileges, and for ascertaining their Allowances*, was read the Third Time; and the Blanks in the Bill filled up. 157

Resolved, That the Bill do pass.

Ordered, That *Mr Beverley* do carry the Bill to the Council, for their Concurrence.

Mr Peter Randolph, according to Order, presented to the House a Bill, *For Establishing a Town near Warwick, in the County of Henrico*: And the same was received, and read the First Time.

Ordered, That the Bill be immediately read a Second Time.

And it was read a Second Time accordingly; and committed to *Mr Tabb*, *Mr Cary*, and *Mr Peter Randolph*.

The House took into Consideration, the Council's Amendments to the Bill, intituled, *An Act, for erecting a Town at Hunting-Creek Warehouse, in the County of Fairfax*; and the same were read, and agreed to.

Ordered, That *Mr Washington* do go up with a Message to the Council, and acquaint them, That this House have agreed to the Amendments by them made to the said Bill.

A Bill, intituled, *An Act, for reducing the Laws now in Force for laying a Duty upon Slaves, to be paid by the Buyers, into one Act of Assembly*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That *Mr Braxton* do carry the Bill to the Council, for their Concurrence.

Ordered, That the Call of the House be put off 'til To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For encouraging the making and exporting Tar and Hemp*:

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

A Bill, intituled, *An Act, concerning the Public Prisons, and directing the Method of appointing the Keeper thereof*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That *Mr Benjamin Waller* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act for Limitation of Actions, and avoiding of Suits*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That *Mr Digges* do carry the Bill to the Council, for their Concurrence.

Ordered, That *Mr Peter Randolph*, *Mr Fry*, *Mr Todd*, *Mr Whiting*, *Mr Benjamin Waller*, and *Mr Norton*, be added to the Committee to whom it is referred to prepare and bring in a Bill, *To amend the Act, for regulating and settling the current Rates of Gold Coin, and of British Silver Coin, in this Dominion: And also the Act, for the better regulating and ascertaining the current Rates of Silver Coin within this Dominion; and for preventing the evil Practice of cutting Foreign Gold into Pieces*.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.

Wednesday,

Wednesday, May 3, 1749.

MR. *Peter Randolph*, from the Committee to whom the Bill, *For Establishing a Town near Warwick, in the County of Henrico*, was committed, reported the Amendments, which the Committee had made thereto: And then delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Ordered, That Mr *Thomas Harrifon* have Leave to be absent from the Service of the House, 'til *Monday S'ennight*.

A Bill, *For annexing certain Lands to the Town of Tappahanock, and vesting the same in the Feoffees of the said Town; and for other Purposes therein mentioned*, was read a Second Time; and an Amendment made thereto at the Table.

Ordered, That the Bill be Ingrossed.

Mr *Whiting*, from the Committee to whom the Bill, *For reviving the Act, for preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty on Horses imported*, was committed, reported the Amendments which the Committee had made thereto; and then delivered the Bill, and Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

Ordered, That Mr *Washington* have Leave to be absent from the Service of the House, for the Recovery of his Health.

A Petition of *Philip Swinborne*, an enlisted Soldier on the Late Expedition against *Canada*, was presented to the House; setting forth, That he had received a Wound by a Ball in that Service, which renders him unable to support himself; and praying Relief:

And the Question being put, That the Petitioner be relieved?

It passed in the Negative.

Resolved, That the Petition be rejected.

A Bill, intituled, *An Act, for the better Regulation of the Militia*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* do carry the Bill to the Council, for their Concurrence.

The House took into Consideration the Amendments made to the Bill, *For establishing Courts of Quarter Sessions in the Counties of Goochland, Albemarle, and Augusta; and for regulating and settling the Proceedings therein*; and the same were read, and agreed to.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Petition of the Mayor, Aldermen, and Common-Council, and Inhabitants of the Borough of *Norfolk*, to them referred, setting forth, That after making the Act of Assembly for laying off the Town of *Norfolk*, and before the Incorporation thereof, the Inhabitants of the said Town so much increased, that the Land laid off for the said Town was not sufficient to contain them, and those who resorted thither; whereby many Persons were obliged to seat with their Families and build upon the Lands adjoining the said Town, as far as a Place called *Town-Bridge*: That afterwards the said Town, and Lands contiguous thereto, as far as the said *Town-Bridge*, by a Charter, bearing Date the 15th Day of *September*, 1736, were constituted and erected a Borough, by the Name of the *Borough of Norfolk*: That soon after making the said Act of Assembly for laying off the said Town, and before the Incorporation thereof, several Persons purchased all the Lands on and near a Street of the said Town called *Church-Street*, leading to the said Bridge, who refuse not only to lay off streets on the same Lands, of the Breadth of those in the other Parts of the said Borough, but also to build and make Improvements thereon, or sell any Part thereof, but for exorbitant Considerations; and praying that the Mayor, Aldermen, and Common-Council

of

of the said Borough, or some of them, be impowered to establish the Bounds of the said Borough, within the said *Town-Bridge*, by running a Line from the said Bridge, a *West North-west* Course to a marked Pine, between the Lands of *Samuel Boush* and *Josiah Smith*, Gent. on the Head of *Boush's* Creek; and thence by *Boush's* Creek, to the *Town-Back* Creek; and to lay off the said Lands within those Bounds to the said Town, into Lots and Streets, and to remove all Houses which may obstruct the laying off the same; and that the Proprietors of all vacant Lots now laid off, or hereafter to be laid off within the said Bounds, be obliged to build on, and improve, or sell the same, within a certain reasonable Time to be limited, or in case they shall fail so to do, that Commissioners be appointed to value such vacant and unimproved Lots, and the Proprietors thereof be obliged to accept such Valuation, or forfeit their Rights thereto; or that such other Remedy be provided, as to this House shall seem reasonable; and had come to several Resolutions thereupon: Which he read in his Place, and then delivered in at the Table; where they were again read, and agreed to by the House, as follow:

Resolved, That so much of the said Petition as relates to empowering the Mayor, Aldermen, and Common-Council of the said Borough, or some of them, to establish the Bounds of the said Borough, and lay off the Lands within those Bounds into Lots and Streets, and to remove all Houses which may obstruct the laying off the same; be rejected.

Resolved, That so much of the said Petition as relates to obliging the Proprietors of all vacant Lots now laid off, or hereafter to be laid off within the Bounds aforesaid, to build on and improve, or sell the same, in a certain Time to be limited; is reasonable.

Resolved, That Seven Years for the said Proprietors to build on and improve, or sell the said vacant Lots, is a reasonable Time.

Resolved, That so much of the said Petition as relates to appointing Commissioners to value the said vacant and unimproved Lots, and obliging the Proprietors thereof to accept such Valuation, or forfeit their Rights thereto, in Case they shall fail to improve or sell such Lots within the Time aforesaid; be rejected.

Resolved, That a line be run from the *Town-Bridge*, a *West North-West* Course to a marked Pine, between the Lands of *Samuel Boush* and *Josiah Smith*, Gent. on the Head of *Boush's* Creek; and thence by *Boush's* Creek, to the *Town-Back* Creek; and that the Lands within those Bounds be laid off to the said Town, in Lots and Streets, by certain Persons, and a Surveyor, to be appointed, who are no Ways concerned in Interest in the said Borough.

Resolved, That unless the several Proprietors of the vacant Lots aforesaid, now laid off, or hereafter to be laid off within the said Bounds, shall build on and improve, or sell the same within the Time aforesaid, such Lots shall be vested in the Feoffees and Trustees of the said Borough, and be by them sold; and that the Money arising from such Sales, be paid to the respective Proprietors of the said Lots. 100

Ordered, That it be an Instruction to the Committee to whom the Bill, *For declaring who shall be qualified and entitled to vote for a Burgess for the Borough of Norfolk*, is committed, That they have Power to receive a Clause or Clauses, pursuant to the said Resolutions.

The House, according to Order, resolved itself into a Committee, upon the Bill, *For encouraging the making and exporting of Tar and Hemp*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had made several Amendments to the Bill, which he was directed to report to the House: And he read the same in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Report do lie on the Table.

Mr *Ludwell* reported, That the Persons appointed had, according to Order, treated with Mr *William Parks*, for printing a new Impression of the Body of the Laws of this Colony, and had received his Proposals: And he read the same in his Place, and then delivered them in at the Table; where they were again read, and thereupon,

Resolved,

Resolved, That the Sum of 1250 Pounds Current Money, be paid out of the Public Money in the Hands of the Treafurer, to *William Parks*, for printing and delivering One Thoufand Books of the Laws of Virginia, on the fame fort of Letter and Paper as the laft complete Collection of the Laws was printed on, with the Arms of *Virginia* stamp'd on each Book, to be compleatly finifhed by the 10th Day of *June*, in the Year of our Lord 1751: And that the Sum of 400 Pounds be advanced to the faid *William Parks*, upon his giving fuch Security to the Treafurer as fhall be by him approved of, to refund the faid Sum in Cafe of his Death, or Failure to perform the faid Service.

Resolved, That when the faid Books fhall be printed, one of them fhall be delivered to the Governor or Commander in Chief of this Dominion for the time being, one to each of the Members of his Majefty's Council, one to each of the Members of the Houfe of Burgeffes, one to the Clerk of the Council, one to the Clerk of the Houfe of Burgeffes, one to the Clerk of the Secretary's Office, one to each of the Clerks of the County Courts, and Courts of Huftings, and the reft to be distributed among the Juftices of the refpective Counties, not being Burgeffes, as aforefaid, as fhall be, by the Treafurer of this Colony for the Time being, directed.

Ordered, That Mr *Ludwell* do carry the faid Refolves to the Council, and defire their Concurrence.

A Bill, intituled, *An Act, for preventing Frauds in the Customs, and in Clearing of Ships; for afcertaining Collectors and Naval Officers Fees; and to prohibit and prevent the cafting of Ballaft or dead Bodies, into Rivers or Creeks*, was read the Third Time.

Resolved, That the Bill do pafs.

Ordered, That Mr *Whiting* do carry the Bill to the Council, for their Concurrence.

An Ingroffed Bill, intituled, *An Act, for Licenfing Pedlars; and preventing Frauds in the Duties upon Skins and Furs*, was read the Third Time.

Resolved, That the Bill do pafs.

Ordered, That Mr *Peter Randolph* do carry the Bill to the Council, for their Concurrence.

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Ordered, That the Call of the Houfe be put off 'til To-morrow.

And then the Houfe adjourn'd 'til To-morrow Morning Ten o'Clock.

Thursday, May 4, 1749.

MR. *Whiting*, from the Committee for Courts of Juftice, prefented to the Houfe a Bill, *For Repealing feveral Acts of Affembly therein mentioned*: And the fame was received, and read the Firft Time; and *Ordered* to be read a Second Time.

Mr *Bland*, according to Order, prefented to the Houfe a Bill, *For paying the Burgeffes Wages in Money for this prefent Seffion of Affembly*: And the fame was received, and read the Firft Time; and *Ordered* to be read a Second Time.

A Bill, intituled, *An Act, for annexing certain Lands to the Town of Tappahanock, and vefting the fame in the Feoffees of the faid Town; and other Purpofes therein mentioned*, was read the Third Time.

Resolved, That the Bill do pafs.

Ordered, That Mr *Dangerfield* do carry the Bill to the Council, for their Concurrence.

The Houfe proceeded to the Confideration of the Meffage from the Council, in Relation to the Amendments by them adhered to, and by this Houfe difagreed to, to the Bill, intituled, *An Act, directing the Manner of granting Probats of Wills, and Administration of Inteftates Eftates*; and thereupon

Resolved, That this Houfe doth recede from their Difagreement to the faid Amendments.

Ordered, That Mr *Bland* do go up with a Meffage to the Council, and acquaint them therewith.

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The House proceeded to the Consideration of the Message from the Council, in Relation to the Amendments by them insisted on to the Bill, intituled, *An Act, for the decent and uniform Celebration of Divine Service; and for the more orderly Management of Parochial Affairs*; and thereupon,

Resolved, That this House doth insist on their Disagreement to the Amendments insisted on by the Council to the said Bill: And also, doth insist on the Amendments by them proposed to some of the said Amendments.

Ordered, That Mr Carter do go up with a Message to the Council, and acquaint them therewith; and that this House desire they will pass the Bill without the Amendments by them insisted on, and with the Amendments by this House insisted on.

An Ingrossed Bill, intituled, *An Act, for Establishing a Town near Warwick, in the County of Henrico*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Bolling do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr Waltheof:

That the Council have agreed to the Bill, intituled, *An Act, for reducing the Laws now in Force for laying a Duty upon Slaves, to be paid by the Buyers, into one Act of Assembly*; with an Amendment.

Also to the Bill, intituled, *An Act, for the better Support of the College of William and Mary*, with an Amendment; to which they desire the Concurrence of this House. 162

And that they have agreed to the Bill, intituled, *An Act, for Limitation of Actions, and avoiding of Suits*; without any Amendment.

An Ingrossed Bill, intituled, *An Act, for making Provision against Invasions and Insurrections*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Digges do carry the Bill to the Council, for their Concurrence.

Ordered, That Mr Conway have Leave to be absent from the Service of the House, 'til Saturday S'ennight.

The House took into Consideration the Amendments made to the Bill, *To amend an Act, intituled, An Act, to regulate Attornies practising in the County Courts, and the granting Writs of Certiorari*; and the same were read, and agreed to.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Bill, *for dissolving the Vestry of the Parish of Cumberland, in the County of Lunenburg; and electing a new Vestry in the said Parish*; was read a Second Time; and an Amendment made thereto at the Table.

Ordered, That the Bill be Ingrossed.

A Bill, *For paying the Burgeesses Wages in Money for this present Session of Assembly*, was read a second Time.

Ordered, That the Bill be Ingrossed.

The House took into Consideration the Amendments made by the Committee of the whole House, to the Bill, *For encouraging the making and exporting of Tar and Hemp*; and the same were read, and agreed to.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House proceeded to the Consideration of the Amendment proposed by the Council, to the Bill, intituled, *An Act, for the better Support of the College of William and Mary*; and the same was read, and disagreed to.

Ordered, That a Message be sent to the Council, to acquaint them, That this House cannot agree to the Amendment by them proposed to the said Bill; and to desire that they will pass the Bill without the Amendment: And that Mr Fry do go up with the said Message.

The House also proceeded to the Consideration of the Amendment proposed by the Council, to the Bill, intituled, *An Act, for reducing the Laws now in Force for laying a Duty upon Slaves, to be paid by the Buyers, into one Act of Assembly*; and the same being read, was disagreed to.

Ordered,

Ordered, That Mr *Braxton* do go up with a Message to the Council, and acquaint them, That this House cannot agree to the Amendment by them proposed to the said Bill; and desire they will pass the Bill without the Amendment.

Upon a Motion made, That the House do proceed to the Consideration of the Amendments made to the Bill, *For reviving the Act, for preventing Losses from Drivers passing with Cattle through this Colony; and for laying a Duty on Horses imported;*

A Motion was made, That the said Bill, with the Amendments, be committed to a Committee of the whole House: And the Question being put thereupon,

It passed in the Affirmative.

163 *Resolved*, That this House will resolve itself into a Committee upon the said Bill, immediately.

The House accordingly resolved itself into a Committee upon the said Bill, and Amendments: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had made an Amendment to the Amendments to the said Bill, which they had directed him to report to the House: And he read the same in his Place, and then delivered the Bill, with the Amendments, in at the Table; where it was again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments as amended, be Engrossed.

Ordered, That the Call of the House be put off 'til To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Friday, May 5, 1749.

A BILL, intituled, *An Act, for paying the Burgeesses Wages in Money for this present Session of Assembly*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Bland* do carry the Bill to the Council, for their Concurrence.

A Bill, intituled, *An Act, for dissolving the Vestry of the Parish of Cumberland, in the County of Lunenburg, and electing a new Vestry in the said Parish*, was read the third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Read* do carry the Bill to the Council, for their Concurrence.

Mr *Bland*, according to Order, presented to the House a Bill, *To amend an Act, made in the first Year of the Reign of King George the First, intituled, An Act, for regulating and settling the current Rates of Gold Coin, and of British Silver Coin, in this Dominion; and also one other Act, made in the first Year of his present Majesty's Reign, intituled, An Act, for the better regulating and ascertaining the current Rates of Silver Coin within this Dominion, and for preventing the evil Practice of cutting Foreign Gold into Pieces*: And the same was received, and read the first Time; and *Ordered* to be read a second Time.

Mr *Attorney*, from the Committee to whom the Bill, *for declaring who shall be qualified and entitled to vote for a Burgeess for the Borough of Norfolk*, was committed, reported, That the Committee had made some Amendments to the Bill, which they had directed him to report to the House: And he read the Report in his Place, and then delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Engrossed.

A Bill, intituled, *An Act, for altering the Method of holding Courts in the Counties of Brunswick, Lunenburg, Frederick, Albemarle, and Augusta*, was read the third Time: and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Robert Jones*, and the Members for *Brunswick, Lunenburg, Frederick, Albemarle, and Augusta*, do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Amendments made by this House to their Amendments to the Bill, intituled, *An Act, concerning Seamen.* 164

That they adhere to one of their Amendments, disagreed to by this House, to the Bill, *For the effectual Suppression of Vice*; and that they recede from the rest of the said Amendments, and desire the House will pass the Bill with the Amendments by them adhered to.

That they adhere to those of their Amendments as were disagreed to by this House, to the Bill, intituled, *An Act, for the decent and uniform Celebration of Divine Service, and for the more orderly Management of Parochial Affairs*; and that they recede from their Disagreement to the Amendments by this House proposed to the rest of their Amendments to the said Bill; and desire that the House will recede from their Disagreement to the Amendments by them adhered to.

And that they agree to the Bill, intituled, *An Act, for regulating the Elections of Burgeses; for settling their Privileges; and for ascertaining their Allowances*, with some Amendments; to which they desire the Concurrence of this House.

That they have agreed to the Bill, intituled, *An Act, for annexing certain Lands to the Town of Tappahanock, and vesting the same in the Feeoffees of the said Town; and for other Purposes therein mentioned*:

Also to the Bill, intituled, *An Act, to dock the Intail of certain Lands whereof Carter Burwell is seized, in Tail-Male; and for settling other Lands, of greater Value, to the same Uses*; without any Amendment.

Mr Carter reported, That the Committee appointed to examine the Treasurers Accounts, and also the Accounts of Quarters for his Majesty's Forces bound to *Cape-Breton*, and the Accounts of Disbursements on the Expedition intended against *Canada*, to them referred, had had the same under their Consideration, and examined all the several Articles, and the respective Vouchers to them produced: And that it appeared to the said Committee, that the Treasurer's Accounts are truly stated, and that the Ballance thereof is 5273 *l.* 2 *s.* 10 *d.* to be carried to the credit of the Treasury, in his next Account; and also the further Sum of 174 *l.* 1 *s.* 11 *d.* charged in the General Account of the *Canada* Expedition, for Arms delivered out of the Public Magazine: And he read the Report in his Place, and then delivered the same in at the Table.

Ordered, That the Report do lie on the Table.

An Ingrossed Bill, intituled, *An Act, for regulating the Practice of Attornies*, was read the third Time; and some Amendments made thereto at the Table.

Resolved, That the Bill do pass.

Ordered, That Mr Bland do carry the Bill to the Council, for their Concurrence.

Ordered, That Leave be given to bring in a Bill, to encourage the Settlements on the *Western* Frontiers of this Colony: And it is referred to Mr Carter and Mr Fry to prepare and bring in the same.

Ordered, That Mr Turner have Leave to be absent from the Service of the House, 'til Saturday S'ennight.

An Ingrossed Bill, intituled, *An Act, for preventing Losses from Drivers passing with Horses and Cattle through this Colony, and for laying a Duty on Horses imported; and the more effectual preventing Horse-stealing*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Whiting do carry the Bill to the Council, for their Concurrence.

An Ingrossed Bill, intituled, *An Act, for encouraging the making of Tar and Hemp*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Carter do carry the Bill to the Council, for their Concurrence.

Ordered, That the Call of the House be put off 'til To-morrow.

The House took into Consideration, the Amendments proposed by the Council, to the Bill, intituled, *An Act, for regulating the Elections of Burgeses; for settling their Privileges*,

Privileges, and for ascertaining their Allowances; and the same being read, some of them were agreed to, and others disagreed to.

Ordered, That Mr *Carter* do go up with Message to the Council, and acquaint them, That this House have agreed to some, and disagreed to others of the said Amendments; and desire they will recede from the Amendments disagreed to by this House, and pass the Bill with the Amendments agreed to.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Saturday, May 6, 1749.

Ordered,

THAT Mr *Hedgman* have Leave to be absent from the Service of the House, 'til Monday S'ennight.

A Message from the Council, by Mr *Walthoe*:

That the Council do adhere to their Amendments disagreed to by this House to the Bill, intituled, *An Act, for regulating the Elections of Burgeffes; for settling their Privileges; and for ascertaining their Allowances.*

And that they have agreed to the Bill, intituled, *An Act, for the Support of the Clergy; and for the regular collecting and paying the Parish Levies*, with some Amendments; to which they desire the Concurrence of this House.

An Ingrossed Bill, intituled, *An Act, declaring who shall be qualified and entitled to vote for a Burgefs for the Borough of Norfolk; for settling the Bounds of the said Borough; and other Purposes therein mentioned*, was read the Third Time; and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Attorney* do carry the Bill to the Council, for their Concurrence.

Mr *Ludwell*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration the Petition of the Inhabitants of the Parish of *Cople*, and County of *Westmoreland*, to them referred, and had examined a Witness as to the Matter of the said Petition, and heard as well the Petitioners for, as Mr *Richard Lee* against, the said Petition; whereupon it appeared to the Committee, That on the Day of the last Election of Burgeffes to serve in this present General Assembly for the County of *Westmoreland*, the said *Richard Lee* applied to one *Robert Middleton*, a Free-holder of the said County, at the Court-house, before he had been polled, and offered to him, that if he would give his Vote at the said Election for Mr *George Lee*, a Member of this House, the Hon. *Thomas Lee*, Esq; a Member of the Vestry of the said Parish, would resign his Place in the said Vestry, and the said *Robert Middleton* might succeed him: To which the said *Robert Middleton* answered, That if he could not come in at the fore Door, he would not come in at the back Door: But that it does not appear to this Committee, that the sitting Member, or any other Person, desired the said *Richard Lee* to apply to the said *Robert Middleton* and ask him to vote for the sitting Member, or was privy to it: Upon which the Committee had come to a Resolution, which they had directed him to report to the House; and he read the same in his Place, and then delivered the Report in at the Table, where it was again read, and agreed to by the House, as follows:

Resolved, That the said *Richard Lee*, in offering the said *Robert Middleton*, that if he would give his Vote at the Election of Burgeffes to serve in this present General Assembly for the County of *Westmoreland*, for Mr *George Lee*, the sitting Member, the Hon. *Thomas Lee*, Esq; would resign his Place in the Vestry of the said Parish, and the said *Robert Middleton* might succeed him, is guilty of a Breach of the Privileges of this House.

Ordered, That the said *Richard Lee* be taken into Custody of the Serjeant at Arms.

Mr *Ludwell* also reported from the said Committee, That they had had under their Consideration, the Returns of the several Writs for electing one Burgefs to serve in this present

present General Assembly for each of the Counties of *Henrico* and *York*; and had come to a Resolution thereupon: And he read the same in his Place, and then delivered it in at the Table; where it was again read, and agreed to by the House, as follows:

Resolved, That the Returns of the said Writs are made in the Form prescribed by Law.

A Petition of *Richard Lee*, in Custody of the Sergeant at Arms, was presented to the House, and read; setting forth, That he is under the deepest Concern for having been guilty of a Breach of the Privileges of this House; that his Offence was the Effect of his Ignorance; and that for the future, he would be careful to avoid every Thing of the like Sort; and praying to be discharged.

Ordered, That he be discharged out of Custody, paying Fees.

Mr Carter, according to Order, presented to the House a Bill, *For encouraging the Settlement of the Western Frontiers*: And the same was received, and read the First Time.

A Motion being made,

Ordered, That the said Bill be immediately read a Second Time.

And it was accordingly read a Second Time; and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Monday* next.

Ordered, That the Call of the House be put off 'til *Monday*.

And then the House adjourn'd 'til *Monday* Morning Ten o'Clock.

Monday, May 8, 1749.

A BILL, *To amend an Act, made in the First Year of the Reign of King George the First, intituled, An Act, for regulating and settling the current Rates of Gold Coin, and of British Silver Coin, in this Dominion; and also one other Act, made in the First Year of the Reign of his present Majesty, intituled, An Act, for the better regulating and ascertaining the current Rates of Silver Coin within this Dominion; and for preventing the evil Practice of cutting Foreign Gold into Pieces*, was read a Second Time; and committed to a Committee of the whole House. 157

Resolved, That this House will resolve itself into a Committee upon the said Bill, Tomorrow.

A Message from the Council, by *Mr Walthoe*:

That the Council do recede from their Amendment to the Bill, intituled, *An Act, for the better Support of the College of William and Mary*.

That they adhere to their Amendments to the Bill, intituled, *An Act, for reducing the Laws now in Force for laying a Duty upon Slaves, to be paid by the Buyers, into one Act of Assembly*.

That they have agreed to the Bill, intituled, *An Act, for preventing Frauds in the Customs, and in Clearing of Ships; for ascertaining Collectors and Naval Officers Fees; and to prohibit and prevent the casting of Ballast or dead Bodies, into Rivers or Creeks; with some Amendments*:

To the Bill, intituled, *An Act, for regulating the Practice of Attornies*; with some Amendments.

And to the Bill, intituled, *An Act, for Licensing Pedlars; and preventing Frauds in the Duties upon Skins and Furs*, with some Amendments; to which they desire the Concurrence of this House.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For encouraging the Settlement of the Western Frontiers*;

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Monday* next.

The House proceeded to the Consideration of the Message from the Council, in Relation to the Amendments by them proposed to the Bill, intituled, *An Act, for Reduc-*
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ing the Laws now in force for laying a Duty upon Slaves, to be paid by the Buyers, into one Act of Assembly; and thereupon,

Resolved, That this House doth adhere to their Disagreement to the said Amendments.

The House also proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, for regulating the Practice of Attornies*; and the same being read, one of them was agreed to, and the others disagreed to.

Ordered, That Mr Bland do go up with a Message to the Council, and acquaint them, That this House have agreed to one of the Amendments by them proposed to the said Bill, and disagreed to the others; and to desire they will pass the Bill with the Amendment agreed to.

The House also took into consideration, the Amendments proposed by the Council to the Bill, intituled, *An Act, for Licensing Pedlars; and preventing Frauds in the Duties upon Skins and Furs*; and the same being read, were disagreed to.

Ordered, That Mr Fry do go up with a Message to the Council, and acquaint them, That this House cannot agree to the Amendments by them proposed to the said Bill: and desire they will pass the Bill without the Amendments.

The House also took into Consideration, the Amendments proposed by the Council, to the Bill, intituled, *An Act, for preventing Frauds in the Customs, and in Clearing of Ships; for ascertaining Collectors and Naval Officers Fees; and to prohibit and prevent the casting Ballast or dead Bodies into Rivers or Creeks*; and the same being read, were disagreed to by the House.

Ordered, That Mr Whiting do go up with a Message to the Council, and acquaint them, That this House cannot agree to the Amendments by them proposed to the said Bill; and desire that they will pass the Bill without the Amendments.

The House also took into Consideration, the Amendments proposed by the Council to the Bill, intituled, *An Act, for the Support of the Clergy; and for the regular collecting and paying the Parish Levies*; and the same being read, one of them was agreed to, and the others disagreed to.

Ordered, That Mr Fry do go up with a Message to the Council, and acquaint them, That this House have agreed to one, and disagreed to the others, of the said Amendments; and desire they will pass the Bill with the Amendment agreed to.

The House also took into Consideration, the Message from the Council, in Relation to their Amendments disagreed to by the House to the Bill, intituled, *An Act, for the effectual Suppression of Vice*; and thereupon,

Resolved, That this House doth adhere to their Disagreement to the said Amendments.

The House also took into Consideration, the Message from the Council, in Relation to their Amendments disagreed to by this House, to the Bill, intituled, *An Act, for the decent and uniform Celebration of Divine Service, and for the more orderly Management of Parochial Affairs*; and thereupon,

Resolved, That this House doth adhere to their Disagreement to the said Amendments.

Ordered, That the Committee of Trade do prepare and bring in a Bill, *For continuing and amending the Laws now in force, for laying a Duty upon Slaves, to be paid by the Buyers*.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, for altering the Method of holding Courts in the Counties of Brunswick, Lunenburg, Frederick, Albemarle, and Augusta*, with some Amendments; to which they desire the Concurrence of this House.

And that they have agreed to the Bill, intituled, *An Act, for preventing Losses from Drivers passing with Horses and Cattle through this Colony; and for laying a Duty on Horses imported, and the more effectual preventing Horse-stealing*:

And

And to the Bill, intituled, *An Act, concerning the Public Prisons, and directing the Method of appointing the Keeper thereof*; without any Amendment.

The House took into Consideration, the Amendments proposed by the Council, to the Bill, intituled, *An Act, for altering the Method of holding Courts in the Counties of Brunswick, Lunenburg, Frederick, Albemarle, and Augusta*; and the same being read, were agreed to.

Ordered, That Mr Jones do acquaint the Council, That this House have agreed to the Amendments by them proposed to the said Bill.

A Message from the Council, by Mr Walthoe:

That the Council do recede from their Amendments, disagreed to by this House, to the Bill, intituled, *An Act, for regulating the Practice of Attornies*; and have passed the Bill without the Amendments.

Ordered, That the Call of the House be put off 'til To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Tuesday, May 9, 1749.

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A BILL, *For repealing several Acts of Assembly therein mentioned*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

A Message from the Council, by Mr Walthoe:

That the Council do insist on one, and recede from the others of their Amendments to the Bill, intituled, *An Act, for the Support of the Clergy; and for the regular collecting and paying the Parish Levies*.

That they insist on their Amendments to the Bill, intituled, *An Act, for preventing Frauds in the Customs, and in Clearing of Ships; for ascertaining Collectors and Naval Officers Fees; and to prohibit and prevent the casting of Ballast or dead Bodies, into Rivers or Creeks*.

That they insist on their Amendments to the Bill, intituled, *An Act, for Licensing Pedlars; and preventing Frauds in the Duties upon Skins and Furs*.

That they have agreed to the Bill, intituled, *An Act, for making Provision against Invasions and Insurrections*; without any Amendment.

And that they have agreed to the Bill, intituled, *An Act, for Establishing a Town near Warwick, in the County of Henrico*; without any Amendment.

The House took into Consideration, the Message from the Council, in Relation to the Amendments by them insisted on to the Bill, intituled, *An Act, for preventing Frauds in the Customs, and in Clearing of Ships; for ascertaining Collectors and Naval Officers Fees; and to prohibit and prevent the casting Ballast or dead Bodies, into Rivers or Creeks*; and the said Amendments were read, and one of them agreed to, and the others disagreed to.

Ordered, That Mr Whiting do go up with a Message to the Council, and acquaint them, That this House doth recede from their Disagreement to one of the said Amendments, and insist on their Disagreement to the others; and desire they will pay the Bill with the Amendments agreed to.

The House also took into Consideration, the Amendments insisted on by the Council, to the Bill, intituled, *An Act, for the Support of the Clergy; and for the regular Collecting and paying the Parish Levies*; and thereupon,

Resolved, That this House doth recede from their Disagreement to the said Amendments.

Ordered, That Mr Fry do go up with a Message to the Council, and acquaint them therewith.

The House also took into Consideration, the Amendments insisted on by the Council, to the Bill, intituled, *An Act, for Licensing Pedlars; and preventing Frauds in the Duties upon Skins and Furs*; and thereupon,

Resolved,

Resolved, That this House doth insist on their Disagreement to the said Amendments.

Ordered, That Mr *Fry* do go up with a Message to the Council, and acquaint them therewith.

The House, according to Order, resolved itself into a Committee, upon the Bill, intituled, *An Act, to amend an Act, made in the First Year of the Reign of King George the First, intituled, An Act, for regulating and settling the current Rates of Gold Coin, and of British Silver Coin, in this Dominion; and also one other Act, made in the First Year of the Reign of his present Majesty, intituled, An Act, for the better regulating and ascertaining the current Rates of Silver Coin within this Dominion; and for preventing the evil Practice of cutting Foreign Gold into Pieces*: And after some Time spent therein, Mr *Speaker* resumed the Chair; and Mr *Carter*, from the Committee, reported, That they had made several Amendments to the Bill, which they had directed him to report to the House: And he read the same in his Place, and then delivered the Bill, with the Amendments, in at the Table; where they were again read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

An Ingrossed Bill, intituled, *An Act, for repealing several Acts of Assembly therein mentioned*, was read the Third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Whiting* do carry the Bill to the Council, for their Concurrence.

Resolved, That the several Sums following, be paid to the several Officers of the General Assembly respectively, viz.

	Pounds.
To <i>Peter Randolph</i> , Clerk,	100
To the said Clerk, for his further Allowance,	80
To the said Clerk, for Pens, Ink, and Paper, for three Sessions,	70
To the said Clerk, for transcribing four Copies of the Laws, and Journals, } to be transmitted to <i>England</i> ,	150
To <i>Nathaniel Walthoe</i> , Clerk of the Council,	70
To the said Clerk, for Copies of the Journals, to be transmitted to <i>England</i> ,	30
To the Clerk of the Committee of Propositions and Grievances,	40
To the Clerk of the Committee of Trade,	20
To <i>Thomas Hall</i> , Serjeant at Arms,	80
To the Rev. Mr <i>Thomas Dawson</i> , Chaplain,	25
To <i>James Lavie</i> ,	} Doorkeepers, each,
<i>Thomas Broadrib</i> ,	
<i>Richard Francis</i> ,	
<i>Robert Wager</i> ,	
To <i>John Collet</i> , Doorkeeper to the Council,	15
To the said <i>Collet</i> , for cleaning the House,	5
To <i>Benjamin Watkins</i> , for his extraordinary Service,	80

Ordered, That Mr *Carter* do carry the Resolve to the Council, for their Concurrence. A Message from the Council, by Mr *Walthoe*:

That they recede from their Amendments to the Bill, intituled, *An Act, for preventing Frauds in the Customs, and in Clearing of Ships; for ascertaining Collectors and Naval Officers Fees; and to prohibit the casting Ballast, or dead Bodies, into Rivers or Creeks*.

That they adhere to their Amendments disagreed to by this House, to the Bill, intituled, *An Act, for Licensing Pedlars, and preventing Frauds in the Duties upon Skins and Furs*.

That they have agreed to the Bill, intituled, *An Act, directing the Tryal of Slaves committing Capital Crimes, and for the more effectual punishing Conspiracies and Insurrections of them; and for the better Government of Negroes, Mulattoes, and Indians, bond or free, with some Amendments; to which they desire the Concurrence of this House*.

And

And that they have agreed to the Bill, intituled, *An Act, for encouraging the making of Tar and Hemp*; without any Amendments.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, directing the Tryal of Slaves committing Capital Crimes; and for the more effectual punishing Conspiracies and Insurrections of them; and for the better governing of Negroes, Mulattoes, and Indians, bond or free*: And the same were read, and disagreed to by the House.

Ordered, That Mr Ludwell do go up with a Message to the Council, and acquaint them, That this House cannot agree to the Amendments by them proposed to the said Bill; and desire that they will pass the Bill without the Amendments.

The House also took into their Consideration, the Message from the Council, in Relation to the Amendments by them adhered to, to the Bill, intituled, *An Act, for Licensing Pedlars, and preventing Frauds in the Duties upon Skins and Furs*; and thereupon,

Resolved, That this House doth adhere to their Disagreement to the said Amendments.

A Message from the Council, by Mr Walthoe:

That they adhere to their Amendments, disagreed to by this House, to the Bill, intituled, *An Act, directing the Tryal of Slaves committing Capital Crimes; and for the more effectual punishing Conspiracies and Insurrections of them; and for the better governing of Negroes, Mulattoes, and Indians, bond or free*.

That they agree to the Bill, intituled, *An Act, for the better Regulation of the Militia*, with some Amendments; to which they desire the Concurrence of this House.

And that they have agreed to the Bill, intituled, *An Act, for obliging the County of Goochland, and Parishes of St. James Northam, and Southam, to re-pay the County of Albemarle, and Parish of St. Ann's, a Sum of Money and Tobacco, therein mentioned*; without any Amendment.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act, for the better Regulation of the Militia*; and the same were read, and some of them agreed to, and the others disagreed to.

Ordered, That Mr Carter do go up with a Message to the Council, and acquaint them, That this House have agreed to some of the Amendments by them proposed to the said Bill, and disagreed to others; and desire that they will pass the Bill with the Amendments agreed to.

The House also took into Consideration, the Message from the Council, in Relation to the Amendments by them adhered to, to the Bill, intituled, *An Act, directing the Tryal of Slaves committing Capital Crimes; for the more effectual punishing Conspiracies and Insurrections of them; and for the better governing of Negroes, Mulattoes, and Indians, bond or free*; and thereupon,

Resolved, That this House doth recede from their Disagreement to the said Amendments.

Ordered, That Mr Ludwell do go up with a Message to the Council, and acquaint them therewith.

Ordered, That Mr Robert Jones, to whom it is referred to prepare and bring in a Bill, pursuant to the Petition of *Unity Dandridge*, Widow of *William Dandridge*, Esq; deceased, for docking the Intail of certain Lands therein mentioned, be discharged from bringing in the same.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Bill, intituled, *An Act, for inspecting Pork, Beef, Flour, Tar, Pitch, and Turpentine*; without any Amendment.

And that they have agreed to the Resolve, for paying the Officers Salaries, with an Amendment; to which they desire the Concurrence of this House.

Mr Braxton, according to Order, presented to the House a Bill, for laying a Duty upon Slaves, to be paid by the Buyers: And the same was received, and read the First Time; and Ordered to be read a Second Time.

The House proceeded to the Consideration of the Amendment proposed by the Council, to the Resolve, for paying the Officers Salaries: And the same being read, was disagreed to.

Ordered, That Mr Carter do go up with a Message to the Council, and acquaint them, That this House cannot agree to the Amendment by them proposed to the said resolve; and desire they will pass the same without the said Amendment.

Ordered, That the Call of the House be put off 'til To-morrow.

A Bill, *For laying a Duty upon Slaves, to be paid by the Buyers*, was read a Second Time.

Ordered, That the Bill be Ingrossed.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Wednesday, May 10, 1749.

A BILL, intituled, *An Act, to amend an Act, made in the first Year of the Reign of King George the First, intituled, An Act, for regulating and settling the current Rates of Gold Coin, and of British Silver Coin, in this Dominion; and also one other Act, made in the first Year of his present Majesty's Reign, intituled, An Act, for the better regulating and ascertaining the current Rates of Silver Coin within this Dominion, and for preventing the evil Practice of cutting Foreign Gold into Pieces*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Bland do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr Walthoe:

That they have agreed to the Resolves in Relation to the Printing a new Body of the Laws of *Virginia*, with an Amendment: to which they desire the Concurrence of this House.

That they have agreed to the Bill, intituled, *An Act, for dissolving the Vestry of the Parish of Cumberland, in the County of Lunenburg; and electing a new Vestry in said Parish*; without any Amendment.

And that they do adhere to their Amendments disagreed to by this House, to the Bill, intituled, *An Act, for the better Regulation of the Militia*.

The House proceeded to the Consideration of the Amendment proposed by the Council, to the Resolves in Relation to the Printing a new Body of the Laws of *Virginia*; and the same being read, was disagreed to.

Ordered, That Mr Burwell do go up with a Message to the Council, and acquaint them, That this House cannot agree to the Amendment by them proposed to the said Resolves; and desire they will pass the same without the Amendment.

The House took into Consideration the Message from the Council, in Relation to the Amendments by them adhered to, to the Bill, intituled, *An Act, for the better Regulation of the Militia*; and thereupon,

Resolved, That this House doth adhere to their Disagreement to the said Amendment.

A Message from the Council, by Mr Walthoe:

That they do adhere to their Amendment disagreed to by this House, to the Resolve in Relation to the printing a new Body of the Laws of *Virginia*.

The House immediately proceeded to the Consideration of the said Message: and thereupon,

Resolved, That this House doth adhere to their Disagreement to the said Amendment.

An Ingrossed Bill, intituled, *An Act, for laying a Duty upon Slaves, to be paid by the Buyers*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Braxton do carry the Bill to the Council, for their Concurrence.

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A Message from the Council, by Mr *Walthoe*:

That they do adhere to their Amendment to the Resolve for paying the Officers Salaries.

And that they have agreed to the Bill, intituled, *An Act, for repealing several Acts of Assembly therein mentioned*; without any Amendment.

Mr *Whiting* reported, That the Committee appointed, had examined some of the Inrolled Bills; and rectified such Mistakes as had been found therein; and that they are truly Inrolled.

Ordered, That Mr *Whiting* do carry the said Inrolled Bills to the Council, for their Inspection.

A Message from the Council, by Mr *Walthoe*:

That they have inspected the Inrolled Bills, and are satisfied they are truly Inrolled.

A Message from the Governor, by Mr *Walthoe*:

Mr *Speaker*,

The Governor commands the immediate Attendance of this House.

Mr *Speaker* and House went up accordingly; and the Governor was pleased to give his Assent to the Following Public and Private Bills:

An Act, for settling the Titles and Bounds of Lands; and for preventing unlawful Hunting and Ranging.

.....*Declaring Slaves to be Personal Estate; and for other Purposes therein mentioned.*

.....*For the Distribution of Intestates Estates.*

.....*For the better Management and Security of Orphans, and their Estates.*

.....*Directing the Manner of granting Probats of Wills, and Administration of Intestates Estates.*

.....*For Establishing the General Court, and for regulating and settling the Proceeding therein.*

.....*For Establishing County Courts, and for regulating and settling the Proceeding therein.*

.....*To prevent frivolous and vexatious Suits.*

.....*For Limitation of Actions, and avoiding of Suits.*

.....*Prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office.*

.....*Concerning Juries.*

.....*Declaring the Law concerning Executions; and for Relief of Insolvent Debtors.* 174

.....*Directing the Method of Tryal of Criminals for Capital Offences; and for other Purposes therein mentioned.*

.....*Concerning Servants and Slaves.*

.....*For the better securing the Payment of Rents, and preventing the fraudulent Practices of Tennants.*

.....*For the Settlement and Regulation of Ferries; and for Dispatch of Public Expresses.*

.....*Concerning Seamen.*

.....*For the better securing the Payment of Levies, and Restraint of Vagrants; and for making Provision for the Poor.*

.....*Directing the Duty of Surveyors.*

.....*For preventing Trespasses by unruly Horses, Cattle, Hogs, Sheep, or Goats, and by taking away Boats or other Vessels.*

.....*Concerning Tithables.*

.....*To prevent the Candestine Transportation or carrying of Persons in Debt, Servants and Slaves, out of this Colony.*

.....*For preventing of Abuses in Tobacco shipped on Freight.*

.....*To prevent the Tending of Seconds.*

.....*Prescribing the Method for proving Book-Debts.*

.....*Concerning Water-Mills.*

For

-*For appointing Public Store-houses, and ascertaining the Prices of Storage.*
-*Concerning High-Ways, Mill-Dams, and Bridges.*
-*For clearing Rivers and Creeks.*
-*For regulating Ordinaries, and Restraint of Tippling-houses.*
-*For preventing excessive and deceitful Gaming.*
-*Concerning Marriages.*
-*For ascertaining the Damage upon Protested Bills of Exchange, and for the better Recovery of Debts due on Promissory Notes; and for the Assignment of Bonds, Obligations, and Notes.*
-*For dividing the County of Orange.*
-*For dividing the County of Goochland.*

The House took into Consideration the Message from the Council, in Relation to the Amendment by them adhered to, to the Resolve for paying the Officers Salaries; and thereupon,

Resolved, That this House doth adhere to their Disagreement to the said Amendment.

Upon a Motion made,

Resolved, That *Peyton Randolph*, Esq; *Philip Ludwell*, *Beverley Whiting*, *Carter Burwell*, and *Benjamin Waller*, Gent. or any Three of them, be appointed to collect the Laws of *Virginia*, as they are now revised; and to agree with some Person to make a proper Index to them: And also to agree with *William Parks* for Printing One Thousand Books, in the same Letter, and on the same Sort of Paper, as the last complete Collection of the Laws was printed, with the Arms of *Virginia* stamped on each Book, to be compleatly finished by the 10th Day of *June*, in the Year 1751, and deliver one to the Governor or Commander in Chief of this Dominion for the Time being, one to each of the Members of his Majesty's Council, and the present House of Burgesses, one to the Clerk of the General Assembly, one to the Clerk of the House of Burgesses, one to the Clerk of the Secretary's Office, and one to each County Court Clerk, and the rest among the Justices of the respective County Courts, not being Burgesses, as the Treasurer shall direct.

Ordered, That Mr *Attorney* do carry the Resolve to the Council, for their Concurrence.

Ordered, That the Call of the House be adjourn'd 'til To-morrow.

And then the House adjourn'd 'til To-morrow Morning Ten o'Clock.

Thursday, May 11, 1749.

THE House took into Consideration the Report of the Committee to whom the Treasurer's Accounts were referred; and the said Report was read, and agreed to by the House.

Resolved, That the said Accounts do pass.

Ordered, That Mr *Carter* do carry the said Accounts to the Council, for their Concurrence.

Upon a Motion,

Ordered, That an Address be made to his Honour the Governor, to lay before the House the Commission from his Majesty to the Right Hon. the Lord *Albemarle*, for appointing him Governor and Commander in Chief of this Dominion: And that Mr *Ludwell*, Mr *Carter*, Mr *Beverley*, Mr *Braxton*, Mr *Peter Randolph*, and Mr *Bland*, do wait on his Honour with the said Address.

Mr *Carter* informed the House, That he had in his Hand a *Virginia Gazette*, in which are contained some Things that he thought highly reflected on the Proceedings of this House: And he read the same, as follows:

From the Council-Chamber, March 27, 1749.

It Ordered by the Council, That the following Representation and Resolutions, made and agreed to this Day, with respect to the Resolves of the House of Burgesses, in Relation

Relation to their pretended Right of searching the Journals of the Upper House of Assembly, be printed in the next *Virginia Gazette*.

N. Walthoe, Cl. G. A.

AS the Council have often demonstrated the sincerest Disposition to preserve a 'good Correspondence with the House of Burgeffes, and always paid a due Regard 'to their just Rights, they are the more astonish'd at the Resolves in their 'printed Journals of the 10th and 14th of this Instant; by which the Council 'stand accused, without the least Shadow of Reason or Justice, of having violated an 'undoubted Right and Privilege of their House.

'Had the Burgeffes, agreeably to the Parliamentary Method, before they made those 'hasty Resolves, vouchsafed to desire the Reasons of the Council's Conduct, they could 'not have had any Thing to object to it, and would have received the fullest Satisfaction.

'Whenever either House has been dissatisfied with the other, Conferences have been 'usually desir'd, and the Subject Matter of Dispute amicably debated; and thereby 'Misunderstandings commonly rectify'd, and that Harmony and good Agreement, which 'ought always to subsist between them, cultivated and maintained.

'But since the Burgeffes have presum'd to run counter to this ancient, decent, and 'establish'd Method, having probably had nothing less in their Thoughts than a becoming respect, and perhaps conscious that they had acted in Opposition to Reason and 'Precedent; the Council find themselves under the unpleasing Necessity of publicly 'vindicating the Legality of their Proceeding, which has been reflected upon with such 'mistaken Heat, and unparrallel'd Severity.

'The Question is, *Whether the Burgeffes have an undoubted Right to search the Journals of the Upper House, without their Leave?*

'The Council say, That the constant and uninterrupted Practice is the Law of 'Parliament; that this pretended Right now claim'd by the Burgeffes, was unknown to 'any preceeding Assembly; that the regular Course to obtain a knowledge of their Proceedings, in any Matters transacted in their House, is by a Message, to desire to be inform'd 'thereof; and insist upon this Method being agreeable to the Proceedings of Assembly, 'well warranted by precedent; and what the Burgeffes could never have doubted of, 'had they consulted their own Journals. The Council, to confirm their Assertion, and 'prevent all future Controversy, have thought proper to exhibit the following Copies 'of Entries upon their Journals.

'In their Journal of the 20th of June, 1730, there is enter'd;

"A Message from the House of Burgeffes, by Mr Kemp, and others:

"*May it please your Honours,*

"The House of Burgeffes being inform'd, That a Paper was entered in your Journal, "on Thursday last, by Richard Fitzwilliams, Esq; containing several unjust and injurious Reflections and Calumnies upon them and their Proceedings, highly derogatory "to the Honour of the House, and in open Breach and Violation of their undoubted "Rights and Privileges, have ordered us to desire your Honours to send them a Copy of "that Paper, as it is enter'd upon your Journals."

'The Council immediately took the Message into Consideration; and after Debate 'thereon, the Question was put, That the Copy of the Journal of Thursday last, so far 'as relates to Richard Fitzwilliams, Esq; be sent to the House of Burgeffes?

'It passed in the Affirmative.

'And a Copy was accordingly sent to the House of Burgeffes, by the Clerk of the General 'Assembly.

'This Precedent was made when Mr Holloway was Speaker, and Mr John Randolph (who drew the Message) Clerk, both eminent Lawyers, well acquainted with Parliamentary Affairs, jealous and careful of the Privileges of the House of Burgeffes.

'The next Precedent is on the Council's Journal of the 25th of August, 1736, when Sir John Randolph was Speaker, as follows:

"A

"A Message from the House of Burgesses, by Mr Willis, and others:

"That they desir'd to know what their Honours had done with the Bill, sent up
"from their House, intituled, *An Act, for Repealing the Act, intituled, An Act, for amend-
"ing the Staple of Tobacco; and for preventing Frauds in his Majesty's Customs, &c.*

177 "Ordered, That the Clerk of the General Assembly go to the House of Burgesses,
"and acquaint them, in Answer to the said Message, That the Council have had under
"their Consideration the Bill, intituled, *An Act, for repealing the Act, for amending the
"Staple of Tobacco; and for preventing Frauds in his Majesty's Customs: And Two other
"Acts, to amend and explain, and for continuing and further amending that Act; and
"having read the same twice, upon a Question put, for reading it a third Time,*

"*It passed in the Negative.*"

"These Instances incontestably prove whose Rights have been invaded, unanswerably
"shew what the present House of Burgesses ought to have done, and sufficiently justify
"the Proceedings of the Council, and these their Resolves.

"Resolved, That the Privileges claim'd by the House of Burgesses, in their Resolve of
"the 14th of this Instant *March*, is new, unknown to their Predecessors, and inconsistent
"with the Constitution.

"Resolved, That it is the Right of the Council to keep the Possession of their own
"Journals; and the demanding their Journals by the Messengers of the House of Burgesses,
"as they report to their House the 10th of this Instant *March*, is a Breach of the Privilege
"of the Council; and that the Resolve of the House of Burgesses of the 14th also of this
"Instant *March*, without asking a Conference, is injurious to the Council, unparliamentary,
"and a notorious Infringement of their indubitable Rights.

N. Walthoe, Cl. G. A."

And it is thereupon

Resolved, That there is contained in the said *Gazette*, a malicious and scandalous
Libel, highly and injuriously reflecting upon the Proceedings of this House.

Ordered, That *William Parks*, Printer of the said Paper, be immediately taken into
Custody of the Serjeant at Arms, and brought to the Bar of this House, to be examined.

William Parks, Printer of the *Virginia Gazette*, was brought to the Bar of the House,
in Custody of the Sergeant at Arms; and being examined, said, That on *Thursday* Even-
ing, the 30th of *March*, when he return'd from *York*, (where he had been the Two pre-
ceeding Days) upon enquiring of his Servants what Forwardness they were in with the *Ga-
zette*, to be publish'd that Night, *William Hunter* told him, that there was an order from
the Council, brought by *John Collet*, the Doorkeeper, to be printed in that Day's *Gazette*;
but that the said *Collet* being inform'd he was not at home, carried it away. He soon
after return'd, and delivered the said Orders to *William Hunter*, which were inclosed
and directed to *William Parks*, Printer of the *Virginia Gazette*, with Orders from the
Council, that whoever managed his Business in his Absence, should open the Seal.
and print their Orders in the next *Gazette*; which Orders were sign'd N. Walthoe, Cl. G. A.
and were accordingly printed, tho' not published at that Time.

178 Ordered, That Mr *Carter* do go up with a Message to the Council, and acquaint them,
That the House of Burgesses having ordered *William Parks*, the Printer of the *Virginia
Gazette*, to be taken into Custody, for printing and publishing in the said Paper, a mali-
cious and scandalous Libel, highly and injuriously reflecting on the Proceedings of
the House of Burgesses, the said Printer, upon his Examination at the Bar, hath declared,
That he printed and published the same by the express Order of the Council; but as the
said Libel is wrote in such abusive and indecent Language, and the Author or Authors
thereof appear to be so little acquainted with (not to say wholly ignorant of) Parlia-
mentary Proceedings; and as it is unparliamentary and beneath the character assumed
by the Council, to have their Proceedings printed in a common News-Paper, the House
of Burgesses are unwilling to give Credit to an Assertion that carries in it so gross a
Reflection on the Wisdom and Honour of the Council; and therefore desire they will in-
form them, whether it was done by their Direction, that the House of Burgesses may con-
sider in what Manner they shall proceed against the Printer.

Mr

Mr *Ludwell* reported, That the Persons appointed had, according to Order, addrested the Governor to lay before the House Lord *Albemarle's* Commission; and that his Honour was pleased to say, that he would order the Clerk of the Council to deliver the said Commission by a Message to the House, or in Case that could not be found, that Lord *Orkney's* Commission should be delivered.

A Message from the Governor, by Mr *Walthoe*:

Mr *Speaker*,

I am commanded by his Honour the Governor, to lay before the House the Commission from his Majesty for appointing Lord Orkney Governor of Virginia.

The same being read,

Ordered, That the Thanks of this House be returned to the Governor, for laying the said Commission before the House; and that the Persons ordered to address him for the same, do wait on his Honour for that Purpose.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act, for paying the Burgeffes Wages in Money, for this present Session of Assembly*; without any Amendment.

That they have agreed to the Resolve, in Relation to Printing a new Body of the Laws of *Virginia*; without any Amendment.

And that they have passed the Treasurer's Accounts.

And that he was ordered to deliver the following written Message:

Mr *Speaker*,

The Council do avow the Paper, at which your House hath taken such great Offence, to be their Representation and Resolves; and that the same were printed by William Parks by their express Command: And do insist, notwithstanding the indecent Language you have been pleased to treat them with, that the same are Parliamentary, and contain only a Justification of the Council, which they were forc'd into, by some hasty Resolves of your House. They further inform your House, that Reason and Argument are not to be borne down by a Torrent of abuse and Detraction; and if your House think that the Representation and Resolves will not stand the Test of Reason and Precedent, you may answer them if you think fit.

N. *Walthoe*, Cl. C. A.

Mr *Whiting* reported, That the Committee appointed had, according to Order, examined the rest of the Inrolled Bills, and rectified such Mistakes as had been found therein; and that the said Bills are truly Inrolled.

Ordered, That Mr *Whiting* do carry the Inrolled Bills to the Council, for their Inspection.

The House took into Consideration the written Message from the Council; and thereupon,

Ordered, That a Committee be appointed to prepare an answer to the said Message; and it is accordingly referred to Mr *Carter*, Mr *Benjamin Waller*, and Mr *Ludwell*, and that they do immediately withdraw and prepare the same.

A Message from the Council, by Mr *Walthoe*:

That they have inspected the Inrolled Bills, and are satisfied they are truly Inrolled. 179

Ordered, That Mr *William Parks* be discharged out of Custody of the Serjeant at Arms, without paying Fees.

A Message from the Governor, by Mr *Walthoe*:

Mr *Speaker*,

The Governor commands the immediate Attendance of this House in the Council Chamber.

Mr *Speaker*, with the House, went up accordingly; and the Governor was pleased to give his Assent to the following Public and Private Bills:

An Act, for the Support of the Clergy, and for the regular collecting and paying the Parish Levies.

.....*For the better Support of the College of William and Mary.*

.....*For*

-*For preventing Frauds in the Customs, and in Clearing of Ships; for ascertaining Collectors and Naval Officers Fees; and to prohibit and prevent the casting Ballast, or dead Bodies, into Rivers or Creeks.*
-*To restrain the taking of excessive Usury.*
-*Directing the Tryal of Slaves committing Capital Crimes, and for the more effectual punishing Conspiracies and Insurrections of them; and for the better Government of Negroes, Mulattoes, and Indians, bond or free.*
-*Concerning the Public Prisons, and directing the Method of appointing the Keeper thereof.*
-*For encouraging Adventurers in Iron-Works.*
-*For regulating the Practice of Attornies.*
-*For encouraging the making of Tar and Hemp.*
-*For making Provision against Invasions and Insurrections.*
-*For annexing certain Lands to the Town of Tappahanock, and vesting the same in the Feoffees of the said Town; and for other Purposes therein mentioned.*
-*To dock the Intail of certain Lands whereof Carter Burwell is seized, in Tail-Male; and for settling other Lands of greater Value, to the same Uses.*
-*To empower the Trustees of Leed's-Town, to make a Causeway through the Marsh opposite thereto; and for appointing a Public Ferry.*
-*For Establishing a Town in Augusta County, and allowing Fairs to be kept therein.*
-*For dividing the County of Isle of Wight into Two distinct Counties; and for other Purposes therein mentioned.*
-*For obliging the County of Goochland, and Parishes of St. James Northam, and Southam, to re-pay the County of Albemarle, and Parish of St. Anne, a Sum of Money and Tobacco, therein mentioned.*
-*For Erecting a Town in the County of Prince-William.*
-*To restrain the keeping too great a Number of Horses and Mares, and for amending the Breed.*
-*Giving a Reward for killing Wolves.*
-*Against Stealing Hogs.*
-*For preventing Losses from Drivers passing with Horses and Cattle through this Colony; and for laying a Duty on Horses imported; and the more effectual preventing Horse-stealing.*
-*For inspecting Pork, Beef, Flour, Tar, Pitch, and Turpentine.*
-*For altering the Method of holding Courts, in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta.*
-*To prevent the building of Wooden Chimnies in the Town of Walkerton; and also to prevent the Inhabitants thereof from raising and keeping Hogs.*
-*For Establishing a Town near Warwick, in the County of Henrico.*
-*For Erecting a Town at Hunting-Creek Warehouse, in the County of Fairfax.*
-*For dividing the County of Henrico into two distinct Counties.*
-*To empower the Vestry of the Parish of Newport, in the County of Isle of Wight, to sell the Glebe Lands in the said Parish; and to purchase a more convenient Glebe in Lieu thereof.*
-*For dividing the Parish of Truro: and dissolving the Vestry of the Parish of Suffolk; and other Purposes therein mentioned.*
-*For paying the Burgeesses Wages in Money, for this present Session of Assembly.*
-*For repealing several Acts of Assembly therein mentioned.*
-*For dissolving the Vestry of the Parish of Cumberland, in the County of Lunenburg, and electing a new Vestry in the said Parish.*
-*Concerning Strays.*

The Governor also gave his Assent to the following Resolves, which the Council had agreed to:

Resolved,

Resolved, That the Sum of Twenty Pounds be paid out of the Publick Money in the Hands of the Treaſurer, to *Charles Anderson* and *Joſeph Morton*, Jun. for their Trouble, Expence, and Loſs of Time, in purſuing and apprehending one *John Benton*, alias *Holloway*, who was thereupon convicted of Horſe-ſtealing, and executed: And that the Sum of Ten Pounds be paid to *George McKean*, as a Reward for his Diligence and Induſtry in apprehending *Reaſon Rutledge* and *Anthony Wheeler*, Horſe-ſtealers.

Resolved, That Forty Five Pounds be paid out of the Publick Money in the Hands of the Treaſurer, to *Richard Cocke*, Gent. in full Satisfaction for a Negro Man Slave belonging to him, adjudged, by the County Court of *Lunenburg*, guilty of committing a Rape, and in Conſequence thereof executed; a Certificate of the Valuation having been tranſmitted to the Aſſembly, and no Allowance made in the Book of Claims.

Resolved, That *Peyton Randolph*, Eſq; *Philip Ludwell*, *Beverley Whiting*, *Carter Burwell*, and *Benjamin Waller*, Gent. or any three of them, be appointed to collect the Laws of *Virginia*, as they are now reviſed; and to agree with ſome Perſon to make a proper Index to them: And alſo to agree with *William Parks* for Printing One Thouſand Books, in the ſame Letter, and on the ſame Sort of Paper, as the laſt compleat Collection of the Laws was printed, to be well bound, and the Arms of *Virginia* ſtamped on each Book; to be compleatly finiſhed by the 10th Day of *June*, in the Year 1751, and delivered, one to the Governor or Commander in Chief of this Dominion for the Time being, one to each of the Members of his Maſteſty's Council, and the preſent Houſe of Burgeſſes, one to the Clerk of the General Aſſembly, one to the Clerk of the Houſe of Burgeſſes, one to the Clerk of the Secretary's Office, one to each County Court Clerk, and the reſt among the Juſtices of the reſpective County Courts, not being Burgeſſes, as the Treaſurer ſhall direct.

And then made the following Speech:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

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THE Patience and Judgment you have ſhewn, in going through that arduous Undertaking, the Revival of the Laws; and the Spirit and Prudence with which you have tranſacted the other weighty Concerns of the Government, this tedious ſeſſion; afford me the fullreſt Satisfaction, and intitle you to my moſt hearty Thanks.

AND indeed I ſhould be very ungrateful, eſpecially at a Time when I muſt take my Farewell of you, if I did not publickly acknowledge the real Pleaſure I have ſo frequently had, in reflecting upon the Conduct of our Aſſemblies.

HAVING done you (who are the proper Witneſſes of the Integrity of my Proceedings) this Juſtice; permit me to ſay, on my own Behalf, that, from my firſt Arrival here to this Day, I have had nothing more at heart, than to recommend myſelf to my Royal Maſter and you, by propoſing, and, with your Advice and Aſſiſtance, carrying into Execution, ſuch Laws, and ſteadily purſuing ſuch Meaſures, as appeared moſt conducive to the Intereſt of the Crown, and the Honor and Welfare of the Whole Community.

AND as, after an Adminiſtration of Two and Twenty Years, the Thought of leaving this Colony in a leſs flouriſhing Condition than I found it, would have given me the ſevereſt Anxiety; the Senſe that I have not conſidered and labored in vain, excites in me (what I eſteem the moſt delightful Recompence) a Contentment not to be improved but by your Approbation; which I make no doubt of enjoying, ſince I can truly affirm, I have, on all Occaſions, ſtudied to deſerve it.

IN ſuch favourable Circumſtances, notwithſtanding I am grown old and infirm, and the Leave his Maſteſty has been graciouſly pleaſed to grant me, of going home for the Recovery of my Health, was, I muſt confeſs, on my humble Application; yet, be aſſured, tho' ſupported by the comfortable Hopes of Relief, I ſhall not, without great Reluctance, depart from a Country, to which, by the ſincereſt Affection, a long Reſidence, and the Changes and Chances of this mortal Life, I am ſo nearly allied.

T H A T

T H A T this Colony therefore, may forever flourish under his Sacred Majesty, his Protestant Royal Line, and a Succession of Governors equally disposed, and better qualified, to promote its Commerce and Prosperity; and (because I can't give you any better Advice) that you may continue stedfast in the Communion and Doctrines of the Church of England, evidencing in all your Actions, a Zeal for the Honour and Worship of God, and a religious Regard for the Clergy, whose Office it is to attend the Service of his Sanctuaries, and wait at his Altars; and be convinc'd, there is not any Thing can contribute more to the reformed Interest, or the Public Weal, than a legal Indulgence to such Dissenters, who, under the requir'd Proof of their Fidelity to our Civil Establishment, lead quiet and inoffensive Lives; and finally, that, with the Blessing of a lasting Peace, cordial Love and a good Understanding, may constantly subsist among yourselves; shall be always my fervent Wish.

I T only remains for me to acquaint you, that, with the Advice of the Council, I have thought fit to Prorogue this Assembly to the last *Thursday* in *November* next; and this Assembly is accordingly Prorogued to that Time.

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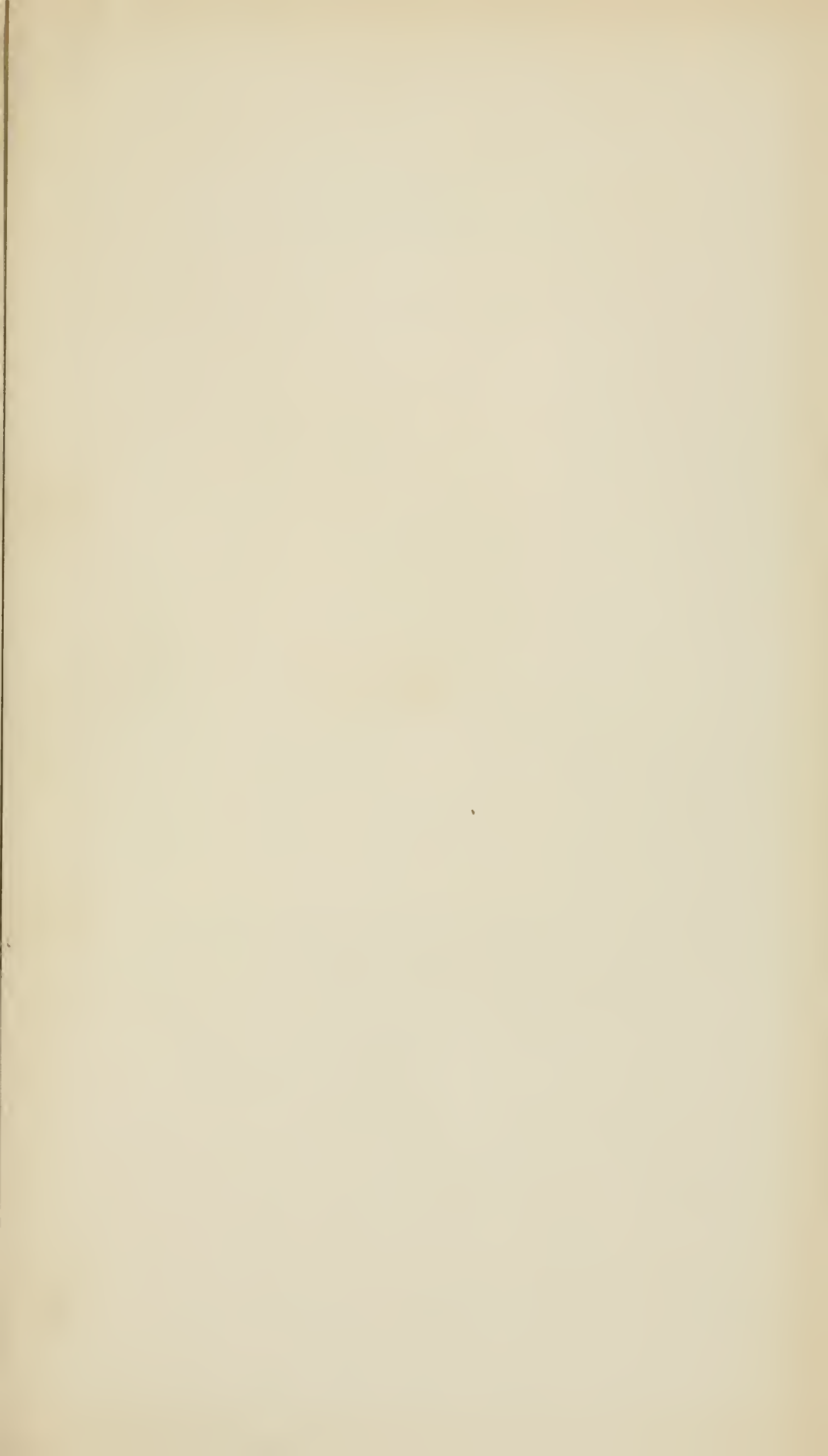
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